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1836-1837

# VOTES

AND

# PROCEEDINGS

OF THE

SIXTY-FIRST

# GENERAL ASSEMBLY

OF THE

## STATE OF NEW JERSEY,

AT A SESSION BEGUN AT TRENTON, ON THE TWENTY-FIFTH DAY OF OCTOBER, ONE THOUSAND EIGHT HUNDRED AND THIRTY-SIX.

BEING THE FIRST SITTING.

BELVIDERE, N. J.
PRINTED BY GEORGE W. CLASON.

1837.

LIST OF MEMBERS

OF THE

# LEGISLATIVE COUNCIL.

| | | |
|---|---|---|
| Bergen, | *The Honorable* | Samuel R. Demarest. |
| Essex, | | Andrew Parsons. |
| Morris, | | Jephthah B. Munn. |
| Sussex, | | Samuel Price. |
| Warren, | | Robert H. Kennedy. |
| Hunterdon, | | Henry S. Hunt. |
| Somerset, | | Walter Kirkpatrick. |
| Middlesex, | | George T. M'Dowell. |
| Monmouth, | | Thomas Arrowsmith. |
| Burlington, | | Charles Stokes. |
| Gloucester, | | John C. Smallwood. |
| Salem, | | Thomas Yarrow. |
| Cumberland, | | Joshua Brick, |
| Cape May, | | Richard Thomson. |

LIST OF MEMBERS

OF THE

# GENERAL ASSEMBLY.

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BERGEN.—Michael Saunier, Henry Doremus, Jetur R. Riggs.

ESSEX.—Joseph N. Tuttle, James W. Wade, John J. Chetwood, Jacob Flatt, William Pierson, Jr.

SUSSEX.—Joseph Linn, John Strader, Benjamin Hull.

MORRIS.—John A. Bleeker, William Dellicker, Alexander Dickerson, William Logan.

WARREN.—Caleb H. Valentine, George Flummerfelt, John Young.

HUNTERDON.—John Blane, Wilson Bray, Joseph Brown, John Hall, Andrew Larason.

SOMERSET.—David Talmage, Henry Duryee, Nicholas C. Jobs.

MIDDLESEX.—Thompson Edgar, Samuel C. Johnes, William C. Alexander, George P. Molleson.

MONMOUTH.—Thomas G. Haight, Annaniah Gifford, William Burtis, Arthur V. Conover.

BURLINGTON.—Moses Wills, John W. Fennimore, Anderson Lalor, Thomas F. Budd, Benjamin Davis.

GLOUCESTER.—Joseph W. Cooper, James W. Caldwell, David C. Ogden, John Richards.

SALEM.—Hudson A. Springer, Woodnut Petit, H. J. Fries.

CUMBERLAND.—Thomas E. Hunt, Elias P. Seely, Peter Ladow.

CAPE MAY.—Amos Corson.

# MINUTES

OF THE

# VOTES AND PROCEEDINGS

OF THE

# Sixty-First General Assembly

OF THE

STATE OF NEW JERSEY.

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TRENTON, October 25th, 1836.

This being the time and place appointed by law for the first meeting of the sixty-first General Assembly of this State, the following persons, to wit: Henry Doremus, Jetur R. Riggs, as representatives of the county of Bergen; John J. Chetwood, William Pierson, Jr., Jacob Flatt, James W. Wade, Joseph N. Tuttle, as representatives of the county of Essex; Joseph Linn, John Strader, Benjamin Hull, as representatives of the county of Sussex; Caleb H. Valentine, George Flummerfelt, John Young, as representatives of the county of Warren; William Dellicker, William Logan, Alexander Dickerson, John A. Bleecker, as representatives of the county of Morris; George P. Molleson, William C. Alexander, Thompson Edgar, Samuel C. Johnes, as representatives of the county of Middlesex; David Talmage, Henry Duryee, Nicholas C. Jobs, as representatives of the county of Somerset; John Hall, Joseph Brown, Andrew Larason, John Blane, Wilson Bray, as representatives of the county of Hunterdon; Thomas F. Budd, John W. Fenimore, Anderson Lalor, Moses Wills, Benjamin Davis, as representatives of the county of Burlington; Arthur V. Conover, Annaniah Gifford, William Burtis, Thomas G. Haight, as representatives of the county of Monmouth; John Richards, James W. Caldwell, David C. Ogden, Joseph W. Cooper, as representatives of the county of Gloucester; Elias P. Seely, Peter Ladow, Thomas E. Hunt, as representatives of the county of Cumberland; Henry J. Fries, Hudson A. Springer, Woodnut Petit, as representatives of the county of Salem, and Amos Corson, as representative of the county of Cape May, appeared

in the House and produced their respective certificates of election; which being read and approved, Caleb H. Valentine, of Warren, was appointed agreeably to the constitution to qualify Thomas G. Haight, esquire, who being duly sworn, took his seat, and the remaining members present being by him duly qualified according to law, took their seats in the House.

The members then proceeded to the choice of Speaker, when THOMAS G. HAIGHT, esquire, of Monmouth, was nominated and unanimously appointed Speaker of the House, and took his seat accordingly.

The House then proceeded to the choice of Clerk, when JOSEPH C. POTTS, was unanimously elected, and after having been duly qualified, took his seat.

A message from Council, by Mr. Wescott, their Secretary, informed the House that Council had met, formed a quorum, and elected the Hon. JEPHTHAH B. MUNN, of Morris, Vice President, and JAMES D. WESCOTT, esquire, Secretary, and have proceeded to business.

On motion, THOMAS COMBS was appointed Doorkeeper.

On motion of Mr. Wills, of Burlington,

Ordered, That a committee be appointed to draught and report to the House rules and regulations for its government; and that for the time being the rules of the last House of Assembly be considered in force.

Whereupon the Chair appointed Messrs. Wills, Chetwood and Gifford said committee.

Ordered, That the Clerk inform Council that the members of the House of Assembly have met, formed a quorum, organized, and appointed Thomas G. Haight, esquire, of Monmouth, Speaker, and Joseph C. Potts, Clerk, and have proceeded to business.

On motion of Mr. Wills, of Burlington,

Ordered, (Council concurring,) That a Joint Committee of both Houses be appointed to wait upon the Governor of this State, to inform him that both branches of the Legislature had met, organized, and were ready to receive any communication which he may be pleased to make.

Whereupon, the Chair appointed Messrs. Wills, Molleson and Valentine the committee on the part of the House of Assembly.

Ordered, That the Clerk inform Council of the passage of this joint-resolution, and request their concurrence in the same, and the appointment of a committee on their part.

Mr. Wills, of Burlington, asked leave to present a bill, entitled "An act relative to the election of Electors of President and Vice President of the United States and Representatives in Congress, on the part of this State;" and leave having been granted, the said bill was read and ordered a second reading; and the rules of the House having been dispensed with, the said

bill was read a second time by sections and ordered to be engrossed for a third reading.

On motion of Mr. Valentine, of Warren,

Ordered, That the Doorkeeper be authorised to employ a boy to assist in the discharge of the duties of his office.

On motion of Mr. Davis, of Burlington,

Ordered, That the bill entitled "An act relative to the election of Electors of the President and Vice President of the United States and Representatives in Congress, on the part of this state," be designated as No. 1, of bills, and that all bills hereafter presented or reported to this House be numbered successively in their order.

The House adjourned to to-morrow morning at ten o'clock.

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WEDNESDAY, October 26th, 1836.

At ten o'clock the House met.

Mr. Chetwood presented a petition from sundry citizens of the borough of Elizabeth for a law authorising the establishment of a Bank at that place, which was read and referred to Messrs. Chetwood, Hunt and Valentine.

Mr. Bleecker presented a petition from Susan Cook, widow of James Cook, a revolutionary soldier, praying that a pension may be allowed her; which was read and referred to Messrs. Bleecker, Burtis and Brown.

Mr. Jobs presented a petition from William Van Hook, praying an act to enable certain persons therein named to sell certain real estate, which was read and referred to Messrs. Jobs, Flummerfelt and Linn.

Mr. Ogden presented a petition praying for an act to authoise the sale of certain timber belonging to the minor heirs of Samuel C. Ladd, deceased, which was read and referred to Messrs. Ogden, Budd and Burtis.

Mr. Lalor presented a petition from William Grant and Hannah Schenck, praying for a law to authorise the conveyance of certain real estate therein named, which was referred to Messrs. Lalor, Flatt and Hall.

The Speaker laid before the House the Report of the Commissioner appointed to construct the new State Penitentiary; the reading thereof was dispensed with, and the same ordered to be printed.

# REPORT.

*To the Honorable the Council and*
*General Assembly of the State of New Jersey:*

The undersigned, sole Commissioner authorised to erect the new Penitentiary, in pursuance of the act entitled "An act to provide for the erection of a new State Penitentiary," very respectfully reports to your honorable bodies—

That the reports of previous years, containing specific descriptions of the whole structure, the alterations in the dimensions and materials from those contemplated in the original design and estimate, and the plan which has been adopted in the prosecution of the work, have all been fully communicated; it is therefore unnecessary that these matters should be recapitulated, as reference may be had thereto, as published in the proceedings of the Legislature for the last two years.

It would have been a gratifying circumstance (and until very recently was confidently expected,) on the commencement of the session of the present General Assembly, to have found the whole edifice finished complete, occupied by the convicts, warden and keepers, and in successful operation; but there are delays and disappointments that seem to be inseperably connected with works of any magnitude; and perhaps for the last two years, owing to a greater press and demand for the description of labor and materials required at the Penitentiary, have been experienced to a much greater extent than ordinary; yet if congratulations cannot at present be exchanged for this desired consummation, two or three weeks will not have elapsed before it can be accomplished.

On the date of this report all the convicts, with the exception of five invalids and the five female convicts, were removed to the range of buildings first erected, containing ninety-six cells. Those of them who have been employed on the building are lodged, three or four together, in the large work shop-cells; all others have each a separate cell. Arrangements are now in progress by the Inspectors and Keepers which will enable them all to be engaged in profitable employment by the expiration of the present week. The Warden and Superintendents have not yet occupied the front building owing to its not being quite ready for their reception; and for the same reason the convicts have all been placed in one range of cells, which they will continue to occupy until the second range shall have been

finished, which, together with the front building, designed for the residence of the Warden, and the offices, ware-rooms, &c. of the institution, will not require a longer period than two weeks hence to complete.

By the original act providing for the erection of the Penitentiary, one hundred and fifty separate cells were directed to be built. By a subsequent act passed at the period when one range of cells had been run up and enclosed, another range to correspond in dimensions and position was authorised, but providing for the entire finishing of only the first specified number, to wit: one hundred and fifty cells. The interior of the cells in the second story of the block last erected, accordingly, have not been plastered nor flored, and are deficient in the inside doors, and warming pipe. With the exception of these necessary appendages, the whole structure will be finished, and they are of such a character that they may be added at an inconsiderable expense without disturbing the ordinary avocations of the Prison, whenever they may be required for the use of the convicts. The exterior of the cells, however, as seen from the yards, as well as from the interior passages, will be finished, each cell being provided with the proper and permanent outside door.

In reference to the state of the finances, in truth and candor, it must be stated, they have not been as ample as by the last report, your honorable bodies may have had reason to expect. It was the design, as well of the underwritten as of the gentlemen at that time associated as joint-commissioners, that the last appropriation of eighteen thousand dollars should have been amply sufficient to have completed the whole edifice, as well as cleaned up and improved the prison, yards and adjacent grounds in front of the main building. The estimates were furnished by the Architect, the Commissioners particularly requesting him to make them so liberal as to include all possible contingencies, the contemplated appropriation being designed as the last and final one. An amount was requested and granted by the Legislature, in conformity with the estimate, but which in our judgment and experience was believed to be inadequate, and the result has proved that there is still a deficiency in the amount requisite to liquidate the debts and finish the work, of at least nine thousand dollars, which amount it is respectfully requested may be appropriated during the present session. It is true that the same causes which have operated, as shown by the former reports, in producing a decrepancy between the actual expenditures and the estimates, have not received any diminution of their power, but have gone on with an increased impulse, and

the same work now to be performed would doubtless receive an estimate of at least twenty per cent. higher than at the period at which it was made.

The filling up and pointing of the joints of nearly one half the mason's work, including the surrounding wall, is yet unfinished, and may be either continued on this Fall to completion, or postponed until the ensuing Spring without any disadvantage. Indeed before any decisive action can be had by the Legislature on this report, it will be the only portion of the work remaining undone, saving a few small jobs difficult to specify and which will be made apparent when the premises are fully tenanted. Under these circumstances, and a part of the buildings being in the possesion of the officers of the institution, the services of a Commissioner are no longer required, and it is proper that his functions as such should now cease, that there may be no conflicting authority. It has been my desire to relinquish the trust for some time, but have been prevented from the fear that embarrassments might occur both in the prosecution of the design of the work by reason of the discontinuance of the services of the Architect for the past season, as well as in the settlement of outstanding contracts and obligations. As soon as there is an adequate appropriation, and provision is made for the surrender of the trust, (if indeed it be necessary,) and the finish of the work by another authority, the accounts of the Commissioner may receive a final settlement.

It was always a favorite project with the undersigned, as well as the gentlemen formerly associated as Commissioners, to erect a structure creditable to the State, and corresponding with the spirit and taste of the age. This has, at length, been effected; and the gratification is, doubtless, mutual between enlightened legislators representing a free and liberal people, and the humble instruments who have been selected to carry it into effect. But that the whole premises may be in keeping and corresponding beauty, an improvement in the yards, and the adjacent grounds in front of the Prison, is necessary; and having been originally contemplated, it is trusted that those who may hereafter assume the control, will satisfactorily execute the design.

The undersigned would desire to avoid the imputation of being presumptuous; yet, nevertheless, it does appear proper that the Inspectors directing and controling the Institution now located in the new buildings, should be entrusted with its future arrangements and finish. And when an appropriation shall

have been made, and the outstanding debts liquidated, the propriety of a transfer of whatever balance may remain, to the Inspectors, is respectfully suggested. There is remaining on the premises, a considerable amount of property, consisting of a great variety of tools and materials of the kind used in the construction of the work, many of which will be useful and necessary in the operations of the Prison. These, with propriety, may be surrendered to the same authority; that such as will be useful may be retained, and all others sold for the benefit of the concern.

The number of convicts that heve been employed on the works, have varied from fifteen to thirty. Testimony can now be made to their general good conduct. During the whole progress of the work, but three cases of insubordination have occurred, when the culprits were returned to the discipline of the Old Prison. In the same period, there have been seven convicts who have escaped; of two, no intelligence has ever been received; three were taken within an hour of their escape, and the remaining two at the expiration of about a fortnight.

The accounts of receipts and disbursments have, at regular intervals, been audited and stated by the State Treasurer up to the date hereof. The vouchers filed with him, and the accounts as stated in detail, presented to his Excellency the Governor, with such information annexed respecting the work, as was thought proper to communicate. By which it will appear, that the sum of one hundred and sixty-nine thousand, sixty seven dollars and fifty-eight cents, has been paid out since the commencement of the work: and the receipts from the State Treasurer, during the same period, have amounted to the sum of one hundred and sixty-eight thousand, one hundred and eighty-one dollars and eighty-seven cents, including the sum of one hundred and eighty-one dollars and eighty-seven cents, received for tools. By which it will appear that there has been paid the sum of eight hundred and eighty-five dollars and seventy-one cents over and above the amount of receipts.

The outstanding debts, as far as can be ascertained, after having given public notice for creditors to present their claims, and believed to be nearly correct, and including the sum of eight hundred and eighty-five dollars and seventy-one cents paid above the receipts, amount to the sum of seven thousand and seven hundred dollars which is now due, but having nearly all been recently contracted is not at present subject to an interest account. The aggregate amount of disbursments is comprised of the following items, to wit:

For labor, forty-eight thousand five hundred and forty-eight dollars and sixty-five cents.

Scudder's Quarry, thirty thousand seven hundred and eighty-seven dollars and fifty-two cents.

Dean's Quarry, one thousand nine hundred and seventy-one dollars and forty-three cents.

Sculley's Quarry, five hundred and seventy-four dollars and seventeen cents.

Stone cutting, twenty thousand five hundred and sixty-one dollars and twelve cents.

Iron and Steel, twenty thousand seven hundred and twenty-six dollars and twenty-three cents.

Salaries, eleven thousand dollars and eighty-four cents.

Lumber, ten thousand two hundred and seventy-two dollars and seventeen cents.

Brick, six thousand two hundred and fifty-six dollars and twenty-seven cents.

Lime, five thousand four hundred and thirty dollars and fifty-one cents.

Carting, two thousand three hundred and three dollars and sixty-eight cents.

Real Estate, one thousand and sixty dollars.

Guards, two thousand seven hundred and forty-eight dollars and twenty-five cents.

Freight, three hundred and fourteen dollars and forty-nine cents,

And Incidentals, six thousand five hundred and twelve dollars and twenty-five cents,

Making in all the above amount of one hundred and sixty-nine thousand and sixty-seven dollars and fifty-eight cents.

In addition to the above amount received from the State

Treasurer, the work performed by the convicts under the arrangement made with the Inspectors, amounts to the sum of fourteen thousand two hundred and seventy-nine dollars and ninety-seven cents. For various materials furnished from the Old Prison, to the sum of eleven hundred and forty-four dollars and fifty-three cents; and the hire of the horse and cart, to four hundred and six dollars and fifty cents. Amounting, altogether, to the sum of fifteen thousand eight hundred and thirty-one dollars; which is a proper charge to be added to the total cost of the buildings. Which, added to the amount already received, and the amount of the appropriation now requested, will produce the sum of one hundred and ninety-three thousand and twelve dollars and eighty-seven cents, as the total cost of the structure and ground, without deducting the value of the materials and tools which will remain after the whole shall have been finished.

All of which is respectfully submitted.

WILLIAM R. ALLEN.

*New Penitentiary, Commissioner's Office,*
October 24th, 1836.

Mr. Molleson asked leave to introduce a bill entitled, "An act to authorise Peter Spader and Jas. S. Nevius, Administrators with the will annexed of Jno. Dennis, Jr. dec'd to convey certain real estate," which was granted, and said bill was read and ordered to a second reading.

Mr. Tuttle asked leave to introduce "A supplement to the act entitled an act relative to Juries and verdicts, passed the 10th of November A. D. 1797," which was granted, and the same was read and ordered a second reading and to be printed.

A message from Council, by Mr. Westcott, their Secretary, informed the House that Council have appointed Messrs. Price and Kirkpatrick members of a Joint-Committee to inform his Excellency, the Governor, that both Houses have met, have proceeded to business and are ready to receive any communication he may be pleased to make.

The engrossed bill entitled "An act relative to the election of Electors of the President and Vice President of the United States, and Representatives in Congress on the part of this State," was taken up; and upon motion of Mr. Chetwood,

Ordered, That the same be recommitted.

Mr. Valentine offered the following preamble and resolution;

Whereas, by a late law of the United States, the Surplus Revenue remaining in the Treasury thereof on the first day of January next, shall be distributed among the several States upon certain conditions; Therefore

Resolved, That a Committee of five be appointed to enquire into the necessary measures to be taken on the part of this State, with leave to report his by or otherwise;

Which were agreed to, and Messrs. Valentine, Chetwood, Alexander, Bray, and Molleson, appointed said Committee.

Mr. Wills from the committee to whom was re-committed the bill, entitled "An act relative to the election of Electors of the President and Vice President of the United States, and Representatives in Congress on the part of this State," reported the same amended;

Whereupon the same was read, and ordered to be engrossed for a third reading.

The Speaker announced the appointment of the following standing committees:

To settle the accounts of the State Prison—Messrs. Valentine, Molleson, Logan, Seely and Bray.

To settle the Treasurer's accounts—Messrs. Wills, Tuttle, Strader, Alexander and Caldwell.

To dispose of the current printing—Messrs. Johnes, Brown, Wade, Davis and Fries.

To prepare the support bill—Messrs. Gifford, Blane, Cooper, Dickerson and Talmage.

To report the unfinished business of the last session of the Legislature—Messrs. Jobs, Conover, Flatt, Springer and Riggs.

To prepare and introduce a tax bill—Messrs. Chetwood, Doremus, Hunt, Lalor and Burtis.

To report an incidental bill—Messrs. Flummerfelt, Pierson, Bleecker, Hall and Richards.

Mr. Jobs offered a concurrent resolution to appoint a joint-committee, to dispose of the printing of the Minutes of Council, Assembly and Joint-Meeting, the Laws, Law and Chancery Reports;

Which was agreed to,

And Messrs. Jobs, Blane, Flatt, Davis and Corsen, were appointed on the part of the House.

On motion of Mr. Wills, the Clerk was directed to inform Council of the appointment of such of the above committees as belong to joint-committees of both Houses.

On motion of Mr. Chetwood, the rules of the House were dispensed with, and the engrossed bill entitled "An act relative to the election of Electors of the President and Vice President of the United States, and Representatives in Congress on the part of this State," was taken up on its final passage;

Whereupon, the same was read a third time and compared;

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, inform them of its passage and request their concurrence.

Mr. Wills offered a joint-resolution authorising the Governor or Vice President of Council to send special messengers to the Clerks of the several Counties with copies of the said bill, and to draw on the Treasury for the expense thereof; which was agreed to.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council, inform them of its passage and request their concurrence.

The House adjourned to this afternoon at three o'clock.

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At three o'clock the House met.

Mr. Davis presented a petition for a law to incorporate a Banking Company at Medford, in Burlington county, which was read and referred to Messrs. Davis, Edgar, and Duryee.

Mr. Wills presented a petition for a law to incorporate a Banking Company at Bordentown, which was read and referred to Messrs. Wills, Burtis, and Dellicker.

Mr. Logan presented a petition from Patience Corwine, praying to be divorced from her husband, which was referred to Messrs. Logan, Linn, and Jobs.

Mr. Chetwood from the Committee upon that subject reported a bill entitled "An act to incorporate the Citizen's Bank at Elizabethtown," which was read and ordered a second reading.

Mr. Jobs, from the Committee upon that subject, reported a bill entitled "An act relative to the sale of certain real estate, late of Robert Morris, deceased, which was read and ordered a second reading.

Mr. Ogden, from the committee upon that subject, reported a bill, entitled "An act to authorise Joseph Tatum, Guardian of Samuel H. Ladd, to make sale of wood and timber on the premises of said ward, in the township of Deptford, county of Gloucester,"

Which was read and ordered a second reading.

Mr. Lalor, from the committee upon that subject, reported a bill entitled "An act to authorise trustees therein named, to sell real estate, late the property of Thomas Grant of the township of Nottingham, county of Burlington." deceased,

Which was read, and ordered a second reading.

Michel Saunier, esquire, member elect of the House of Assembly from Bergen county, appeared and produced his certificate of election;

And the same being satisfactory to the House, he was duly qualified and took his seat.

Mr. Wills, from the committee upon that subject, reported rules and regulations for the government of the House,

Which were read, amended and agreed to, and the usual number of copies ordered to be printed for the use of the House.

Mr. Chetwood asked leave to introduce a bill entitled "An act to provide for the summoning and empannelling of Jurors for the Courts of the borough of Elizabeth," which was granted, and the same was read and ordered a second reading and to be printed.

Mr. Wills offered the following:

Resolved, That the Clerk inform Council that the House is ready to go into joint-meeting to appoint a Governor, and such other Civil and Military officers as may be deemed advisable, and request Council to name a time and place;

Which was agreed to.

Mr. Brown offered a joint resolution appointing Horace Smith

to do the engrossing of both Houses of the Legislature, which was read and ordered a second reading; and the rules having been dispensed with, the same was read a second time, agreed to, and ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council have passed the bill from the House of Assembly entitled

"An act to provide for the appointment of Electors of the next President and Vice President of the United States, and for the election of Representatives in the next Congress,"

Without amendment.

Council have concurred in the resolution from the House of Assembly, relating to the promulgation of the act providing for the election of Electors of the next President and Vice President of the United States, and of Representatives in the next Congress,

Without amendment.

Mr. Wills, from the committee upon that subject, reported a bill, entitled "An act to incorporate the Bordentown Bank in the county of Burlington, to be located in the borough of Bordentown,"

Which was read and ordered a second reading.

Mr. Strader offered the following:

Resolved, That the sum of two dollars be appropriated to each member of this House, for such newspaper or newspapers as he shall order during the sitting or sittings of the present Legislature.

Mr. Chetwood moved to amend the resolution, by adding the following words:

"And that all postage of letters received by each member be also paid,"

Which was agreed to.

Mr. Strader moved further to amend the same, by inserting after the word "letters," and before the word "received," the words *upon public business*,

Which was agreed to.

The yeas and nays having been called by Mr. Wills, upon the final adoption of the resolution, they were ordered,

And upon the question, shall this resolution be adopted?

It was agreed to by the following vote:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Ladow. |
| Bleecker, | Corsen. |
| Chetwood, | Doremus, |

| | |
|---|---|
| Messrs. Cooper, | Messrs. Pierson, |
| Caldwell, | Pettit, |
| Dickerson, | Riggs, |
| Duryee, | Richards, |
| Davis, | Strader, |
| Flatt, | Springer, |
| Flummerfelt, | Seely, |
| Fries, | Tuttle, |
| Jobs, | Talmage, |
| Johnes, | Valentine, |
| Logan, | Wade, |
| Molleson, | Young,--31. |
| Ogden, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Gifford, |
| Brown, | Hull, |
| Blane, | Hall, |
| Burtis, | Haight. (Sp.) |
| Budd, | Hunt, |
| Conover, | Linn, |
| Dellicker, | Larason, |
| Edgar, | Lalor, |
| Fenimore, | Wills,—18. |

The House adjourned to to-morrow morning at ten o'clock.

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THURSDAY, October 27, 1836.

At ten o'clock the House met.

Mr. Gifford presented a petition from John Travers and others, praying to be incorporated under the name of "The Monmouth Purchase Company,"

Which was read and referred to Messrs. Gifford, Wills and Molleson.

Mr. Jobs presented the petition of John Bartley, a revolutionary soldier, praying a pension,

Which was referred to Messrs. Jobs, Fries and Larason.

Mr. Burtis offered the following:

Resolved, That it is expedient at this session of the Legislature to have an adjourned sitting.

Mr. Chetwood moved to lay the same upon the table, which was not agreed to;

Whereupon the House agreed to the resolution.

Mr. Bleecker, from the committee upon that subject, reported a bill entitled "An act for the relief of Susan Cook of the county of Morris;"

Which was read and ordered a second reading.

Ordered, That the printing of the same be dispensed with.

Mr. Davis, from the committee upon that subject, reported a bill entitled "An act to incorporate the Burlington county Bank, at Medford, to be located in the town of Medford, in the county of Burlington;"

Which was read and ordered a second reading.

Mr. Chetwood asked leave of the House to introduce a bill entitled "An act to authorise Limited Partnerships," and leave having been granted, the same was read and ordered a second reading, and to be printed.

The engrossed joint resolution appointing Horace Smith to do the engrossing of both Houses during the present session of the Legislature, having been read a third time and compared,

Upon the question, shall this joint-resolution pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council, and inform them that the House of Assembly have passed said resolution and request their concurrence.

The bill entitled "An act to authorise Peter Spader and James S. Nevius, administrators with the will annexed of John Dennis, jr. deceased, to convey certain real estate,"

Was taken up, read by sections, amended, and agreed to, and ordered to be engrossed for a third reading.

The bill entitled "An act to authorise Joseph Tatum, guardian of Samuel H. Ladd, to make sale of wood and timber upon the premises of said ward, in the township of Deptford, in the county of Gloucester;"

Was taken up, read by sections, amended and agreed to, and ordered to be engrossed for a third reading.

The bill entitled "An act to confirm the sale of certain real estate of the late Robert Morris, dec'd, by the surviving trustee, and to appoint trustees to sell such parts of the real estate of said deceased as remain unsold,"

Was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Blane, with leave of the House, presented the petition of Mary Wilson and others, for a law to sell certain real estate;

Which was referred to Messrs. Blanc, Talmage and Ogden.

Mr. Davis presented the abstract of rateables for Burlington county,

Which was ordered to lie upon the table.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Molleson presented the abstract of rateables for the county of Middlesex,

Which was ordered to lie upon the table.

Mr. Springer presented the abstract of rateables for the county of Salem,

Which was ordered to lie upon the table.

A message from Council, by Mr. Wescott, their Secretary, informed the House, that

Council have agreed to the concurrent resolution from the House of Assembly, relating to the printing of the Journals of Council, Minutes of Assembly and Laws.

Without amendment.

The following appointments of members, on the part of Council of joint-committees, have been made, viz:

State Prison accounts—Messrs. Smallwood and Kirkpatrick.

Treasurer's accounts—Messrs. Arrowsmith and Parsons.

Current printing—Messrs. Hunt and Yarrow.

Printing Journal of Council, Minutes of Assembly and Laws —Messrs. Stokes and Kennedy.

Council have disagreed to the joint-resolution from the House of Assembly, appointing an Engrossing Clerk, and the same is herewith returned.

Council will be ready to go into a Joint-meeting for the appointment of Governor and such other civil and military officers as may be deemed necessary, at nine o'clock to-morrow morning, in the Assembly room.

Mr. Blanc, from the committee upon that subject, reported a bill, entitled "An act to authorise Hugh B. Ely, to sell and convey certain real estate, late of Doctor John Wilson, deceased,"

Which was read and ordered a second reading.

The bill, entitled "An act for the relief of Susan Cook, of Morris,"

Was called up, read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Tuttle offered the following:

Resolved, (Council concurring,) That the Librarian be directed to present Sitgreaves's Manual of Legislative practice, to each member of the present Legislature, who has not heretofore received a copy,

Which was read and agreed to.

Ordered, that the Speaker sign the same, and that the Clerk carry the same to Council, inform them of its passage and request their concurrence.

The House then commenced making nominations for the several offices in the State and several counties, either vacant or the terms of service of whose incumbents are about to expire, and after some time spent therein, the lists of nominations were completed and compared.

Mr. Chetwood moved that the House do now adjourn, and the question being put by the Speaker, it was decided to be lost.

Whereupon Mr. Chetwood called for the yeas and nays, which were ordered,

And upon the question, shall this motion be agreed to?

It was decided as follows:

YEAS.

Messrs. Bleecker,
Bray,
Chetwood,
Cooper,
Duryee,
Edgar,
Flatt,
Fries,
Haight, (Sp.)
Logan,
Molleson,
Pierson,
Richards,
Seely,
Talmage,
Valentine,
Wade,—17.

NAYS.

Messrs. Alexander,
Brown,
Blane,
Burtis,
Budd,
Conover,
Caldwell,
Corsen,
Doremus,
Dellicker,
Dickerson,
Davis,
Flummerfelt,
Fenimore,
Gifford,
Hall,
Hunt,
Hull,

| | |
|---|---|
| Messrs. Johnes, | Messrs. Riggs, |
| Linn, | Strader, |
| Larason, | Springer, |
| Ladow, | Tuttle, |
| Ogden, | Wills, |
| Pettit, | Young,—30. |

So the House refused to adjourn.

Mr. Molleson moved that the House do now adjourn, and upon putting the question, the Speaker decided it to be lost.

Whereupon Mr. Molleson called for the yeas and nays, which were ordered,

And upon the question, shall this motion be agreed to?

It was determined as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp,) |
| Bray, | Logan, |
| Chetwood, | Molleson, |
| Cooper. | Riggs, |
| Doremus, | Richards, |
| Duryee, | Seely, |
| Edgar, | Talmage, |
| Flatt, | Valentine, |
| Fries, | Wade,—18. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Brown, | Hunt, |
| Blane, | Johnes, |
| Burtis, | Linn, |
| Budd, | Larason, |
| Conover, | Ladow, |
| Caldwell, | Ogden, |
| Corsen, | Pierson, |
| Dellicker, | Pettit, |
| Dickerson, | Strader, |
| Davis, | Springer, |
| Flummerfelt. | Tuttle, |
| Fenimore, | Wills, |
| | Young.—27. |

So the House refused to adjourn.

Mr. Strader moved to re-consider the resolution appropriating to each member of the House two dollars for newspapers, and providing for the payment of all postage of letters upon public business, received by each member.

And the yeas and nays being called for, were ordered;

And upon the question, shall this motion be agreed to?

It was decided as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Fenimore, |
| | Bleecker, | | Gifford, |
| | Bray, | | Hull, |
| | Brown, | | Hall, |
| | Blane, | | Haight, (Sp.) |
| | Burtis, | | Hunt, |
| | Budd, | | Jobs, |
| | Conover, | | Jones, |
| | Cooper, | | Linn, |
| | Corsen, | | Logan, |
| | Doremus, | | Larason, |
| | Dellicker, | | Riggs, |
| | Dickerson, | | Strader, |
| | Davis, | | Springer, |
| | Edgar, | | Wills, |
| | Flummerfelt, | | Young,—32. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Chetwood, | Messrs. | Pettit, |
| | Duryee, | | Richards, |
| | Flatt, | | Seely, |
| | Fries, | | Tuttle, |
| | Ladow, | | Talmage, |
| | Molleson, | | Valentine, |
| | Ogden, | | Wade,—15. |
| | Pierson, | | |

So the House ordered said resolution to be re-considered.

Mr. Hunt moved to strike out all that part of said resolution providing for the payment of the letter postage of members, and

he yeas and nays being called for were ordered:
Upon the question, shall this motion be agreed to?
It was determined as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Fenimore, |
| | Brown, | | Gifford, |
| | Blane, | | Hull, |
| | Burtis, | | Hall, |
| | Budd. | | Haight, (Sp.) |
| | Conover, | | Hunt, |
| | Corsen, | | Linn, |
| | Dellicker, | | Larason, |
| | Edgar, | | Strader, |
| | Flummerfelt, | | Wills,—20. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Lalor, |
| | Bleecker, | | Molleson, |
| | Chetwood, | | Ogden, |
| | Caldwell, | | Pierson, |
| | Doremus, | | Pettit, |
| | Dickerson, | | Richards, |
| | Duryee, | | Springer, |
| | Davis, | | Seely, |
| | Flatt, | | Tuttle, |
| | Fries, | | Talmage, |
| | Jobs, | | Valentine, |
| | Johnes, | | Wade, |
| | Logan, | | Young,—26. |

So the House refused to amend the resolution, by striking out the said provision.

Mr. Chetwood moved that the resolution be agreed to, and the yeas and nays having been called for, were ordered,
Upon the question, shall this resolution be agreed to?
It was determined as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Chetwood,
Cooper,
Caldwell,
Doremus,
Dickerson,
Duryee,
Davis,
Edgar,
Flatt,
Fries,
Jobs,
Jones,
Logan,
Molleson,
Ogden,
Pierson,
Riggs,
Richards,
Springer,
Seely,
Tuttle,
Talmage,
Valentine,
Wade,
Young,—27.

NAYS.

Messrs. Bray,
Brown,
Blane,
Burtis,
Budd,
Conover,
Corsen,
Dellicker.
Flummerfelt,
Gifford,
Hull,
Hall,
Haight, (Sp.)
Hunt,
Linn,
Larason,
Ladow,
Strader,
Wills,—9.

So the House agreed to the resolution.

The House adjourned to to-morrow morning at nine o'clock.

FRIDAY, October 28th, 1836.

At nine o'clock the House met.

Mr. Moileson, from the committee upon that subject, reported a bill entitled "An act to incorporate the Monmouth Purchase Company,"

Which was read and ordered a second reading.

Mr. Logan, from the committee upon that subject, reported a bill entitled "An act to divorce Patience Corwin from her husband, William S. Corwin,"

Which was read and ordered a second reading.

The engrossed bill entitled "An act to authorise Joseph Tatum, guardian of Samuel H. Ladd, to make sale of wood and timber on the premises of said ward, in the township of Deptford, in the county of Gloucester,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

The engrossed bill entitled "An act to confirm the sale of certain real estate of the late Robert Morris, deceased, by the surviving trustee, and to appoint trustees to sell such parts of the real estate of said deceased, as remain unsold,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the said bills, and that the Clerk carry the same to Council, and inform Council that the House have passed said bills, and request their concurrence.

Ordered, That the Clerk inform Council that this House is now ready to go into Joint-Meeting.

Whereupon Council came into the Assembly room, and both Houses went into Joint-Meeting;

And after disposing of the business of the same, the Joint-Meeting rose and the House came to order.

Mr. Chetwood called up the bill entitled "An act to provide for the summoning and empanneiling Jurors for the Courts of the borough of Elizabeth,"

Which was read a second time by sections, and ordered to be engrossed for a third reading.

Mr. Wills offered the following:

Resolved, That Horace Smith be appointed to engross the bills and resolutions of this House, during the present session,

Which was agreed to.

Mr. Blane called up the bill entitled "An act to authorise Hugh B. Ely, to sell and convey certain real estate, late of Doctor John Wilson, deceased,"

Which was read a second time by sections, amended and agreed to;

Whereupon the further consideration of the bill was postponed.

Mr. Young offered the following:

Resolved, That this House will rise on of November next, and meet again on of January next.

Ordered, That the said resolution lie upon the table.

The House adjourned to this afternoon at three o'clock,

---

At three o'clock the House met.

Mr. Fenimore moved that when the House adjourns it adjourn to three o'clock on Monday afternoon.

Upon which motion the yeas and nays were called for and ordered;

And upon the question, shall this motion be agreed to?

It was determined as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hull, |
| Burtis, | Haight, (Sp.) |
| Budd, | Johnes, |
| Cooper, | Logan, |
| Doremus, | Pierson, |
| Davis, | Pettit, |
| Edgar, | Strader, |
| Fenimore, | Springer, |
| Fries, | Tuttle, |
| Gifford, | Valentine,—20. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Chetwood, |
| Brown, | Caldwell, |
| Blane, | Dellicker, |

| | |
|---|---|
| Duryee, | Messrs. Lalor, |
| Flatt, | Ogden, |
| Flummerfelt, | Riggs, |
| Hall, | Richards, |
| Hunt, | Seely, |
| Jobs, | Talmage, |
| Linn, | Wade, |
| Larason, | Young,—23. |
| Ladow, | |

So the House refused to agree to the motion.

Mr. Brown presented the abstract of rateables for Hunterdon county,

Which was ordered to lie upon the table.

Mr. Davis asked and obtained from the House, leave of absence for a few days.

Mr. Budd offered the following:

Resolved, That when this House adjourns it will adjourn to meet again on Monday next, at three o'clock, P. M.

Mr. Alexander called for the yeas and nays upon the resolution, which were ordered;

And upon the question, shall this resolution be agreed to?

It was determined as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Gifford, |
| Burtis, | Haight. (Sp.) |
| Budd, | Johnes, |
| Cooper, | Logan, |
| Doremus, | Pierson, |
| Duryee, | Pettit, |
| Davis, | Strader, |
| Edgar, | Springer, |
| Fenimore, | Tuttle, |
| Fries, | Valentine,—21. |
| Hull, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Blane, |
| Bray, | Chetwood, |
| Brown, | Caldwell, |

Messrs. Dellicker,
Flatt,
Flummerfelt,
Hall,
Hunt,
Jobs,
Linn,
Larason,
Ladow,
Messrs. Lalor,
Ogden,
Riggs,
Richards,
Seely,
Talmage,
Wade,
Young,—23.

So the House refused to agree to the said resolution.

Mr. Bleecker called up the engrossed bill entitled "An act for the relief of Susan Cook, of Morris,"

Which was read a third time and compared,

And upon the question shall this bill pass?

It was determined as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Blane,
Burtis,
Budd,
Chetwood,
Cooper,
Caldwell,
Doremus,
Dellicker,
Dickerson,
Duryee,
Davis,
Edgar,
Flummerfelt,
Fenimore,
Fries,
Gifford,
Hall,
Messrs. Hull,
Haight, (Sp,)
Hunt,
Jobs,
Logan,
Larason,
Lalor,
Ladow,
Ogden,
Pierson,
Pettit,
Riggs,
Richards,
Strader,
Springer,
Seely,
Tuttle,
Talmage,
Wade,
Young,—41

NAYS.

Messrs. Flatt.
Johnes,
Messrs. Linn,
Valentine.—4.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council, and inform them that the House of Assembly have passed said bill, and request their concurrence.

Mr. Chetwood moved that when this House adjourns it adjourn to meet again on Monday morning at ten o'clock.

Upon which motion the yeas and nays were called for and ordered;

And upon the question, shall this motion be ageeed to?

It was determined in the negative as follows:

YEAS.

Messrs. Bleecker,
Brown,
Davis,
Flatt,
Fries.
Gifford,
Haight, (Sp.)
Johnes,
Logan,
Messrs. Ladow,
Pierson,
Strader,
Springer,
Tuttle,
Valentine,
Wade,
Young,—17.

NAYS.

Messrs. Alexander,
Bray,
Blane,
Burtis,
Budd,
Chetwood,
Caldwell,
Doremus,
Dellicker,
Dickerson,
Duryee,
Edgar,
Messrs. Flummerfelt,
Hunt.
Jobs,
Linn,
Larason,
Lalor,
Ogden,
Pettit,
Riggs,
Richards,
Seely,
Talmage,—24.

Mr Blanc called up the bill entitled "An act to authorise Hugh B. Ely to sell and convey certain real estate late of Doctor John Wilson, deceased," and moved that the question of agreeing to the first and second sections of said bill be re considered; which motion was agreed to.

Whereupon, the said sections were further amended, and agreed to,

And the said bill as amended ordered to be engrossed for a third reading.

Mr. Bray asked and obtained leave to introduce a bill entitled "An act to extend the charter of the Trenton Banking Company;"

Which was read and ordered a second reading.

Mr. Flatt moved that when the House adjourns it adjourn to meet on Monday morning at ten o'clock; which was agreed to.

The House then adjourned.

---

Monday, October 31, 1836.

At ten o'clock the House met.

Mr. Alexander presented the petition of the Phœnix Manufacturing Company, praying for additional charter privileges,

Which was referred to Messrs. Alexander, Ladow and Riggs.

Messrs. Valentine, of Warren, Pierson, of Essex, Corsen, of Cape-May, and Seely, of Cumberland, severally presented the abstract of rateables of their respective counties;

Which were ordered to lie upon the table.

Mr. Linn asked and obtained the leave of the House to introduce a bill entitled "A supplement to an act entitled 'An act relative to juries,'" passed March 9th, 1836;

Which was read, ordered a second reading and to be printed.

The engrossed bill entitled "An act to provide for the summoning and empannelling jurors for the courts of the borough of Elizabeth,"

Was taken up, read a third time and compared, and upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform them that the House have

passed the same, and request their concurrence.

Mr. Flatt offered the following:

Resolved, That during the recess of the Legislature, there be put up under the direction of the Sergeant-at-Arms, a Furnace of sufficient capacity to warm the Assembly room, instead of the mode now adopted; and further, that he be authorised to have the Assembly room white-washed and cleaned,

Which was read and ordered to lie upon the table.

The bill entitled "An act to divorce Patience Corwin from her husband, William S. Corwin."

Was taken up upon a second reading, and while the same was under consideration, on motion of Mr. Chetwood,

Ordered, That the same be postponed.

The bill entitled "An act to extend the charter of the Trenton Banking Company,"

Was taken up upon a second reading, and while the same was under consideration, on motion of Mr. Flatt,

Ordered, That the same be postponed.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Jobs, from the committee upon that subject, reported the following list of unfinished business.

No. 1. A bill, entitled An act to authorise limited partnerships.

No. 2. An act, entitled an Act to establish prices for printing public notices.

No. 3. Consisting of eleven bills, viz: (*Revision of Orphans' Court.*)

No. 1. An act concerning the Ordinary and Prerogative Courts.

2. An act concerning the Orphans' Courts.

3. An act concerning Surrogates.

4. An act concerning Wills.

5. An act concerning Executors and Administrators.

6. An act concerning the descent and distribution of the estates of intestates.

7. An act for the more just and equal distribution of the estates of insolvents.

8. An act relative to Dower.

9. An act concerning Guardians.

10. A supplement to the act relative to the Supreme and Circuit Courts."

11. An act to establish Superior Courts of Common Pleas.

No. 4. An act to authorise the governor to convey to the mayor, aldermen, and assistants of the city of Trenton, a part of the Government Lot.

No. 5. An act to incorporate the Philipsburgh and Essex Rail Road and Transportation Company."

No. 6. An act to extend the charter of the Trenton Banking Company.

No. 7. An act for the more effectual relief of creditors in certain cases.

No. 8. An act to erect parts of the counties of Essex, Middlesex and Somerset, into a new county, to be called the county of Pike.

No. 9. An act to vacate the public road from the great road leading from Newark to Paulus Hook to Nathaniel Budd's Dock, on the west side of the Hudson River, between Paulus Hook and Hoboken Ferries, opposite the city of New York.

No. 10. An act to authorise the Philadelphia and Trenton Rail Road Company, to extend their Rail Road.

No. 11. A further supplement to the act entitled an act respecting Conveyances and to an act entitled an act to register Mortgages.

No. 12. An act to repeal the act respecting Common Schools.

No. 13. A supplement to an act concerning Inns and Taverns, passed Feb. 27, 1797.

No. 14. An act to incorporate the Plainfield Bank in the county of Essex.

No. 15. An act to regulate the practice of Botanic Medicines.

No. 16. An act concerning Roads, passed the 9th of Feb., 1818.

No. 17. Joint-resolution in relation to the proceeds of the sales of Public Lands.

No. 18. An act to incorporate the Warren county Bank.

No. 19. An act to incorporate the Musconetcong Bank.

No. 20. An act to incorporate the Tradesman's Bank of Rahway.

No. 21. An act for erecting the eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic.

No. 22. An act to incorporate the Commercial Bank at Newark.

No. 23. An act to secure a more equal system of Taxation.

No. 24. An act to incorporate the Citizen's Bank at Elizabeth.

No. 25. An act for the better organization of the Field Artillery Corps of this state.

No. 26. An act to incorporate the Hunterdon Rail Road Company.

No. 27. An act to incorporate the Newark Benevolent Association.

No. 28. An act for the more equal representation of the several counties in this state.

Which was agreed to and ordered to be printed.

Mr. Chetwood asked and obtained leave, to introduce a bill entitled "An act fixing the time in which public laws shall go into operation,"

Which was read, ordered a second reading, and to be printed.

Mr. Lalor called up the bill entitled "An act to authorise trustees therein named, to sell real estate late the property of Thomas Grant, of the township of Nottingham, county of Burlington, deceased,"

Which was read a second time by sections and agreed to, and the same ordered to be engrossed for a third reading.

Mr. Bray called up the bill entitled "An act to extend the charter of the Trenton Banking company,"

And the same having been read a second time, the first and only section thereof was disagreed to, as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight, (Sp.) |
| Bleecker, | Jobs, |
| Bray, | Johnes, |
| Budd, | Lalor, |
| Chetwood, | Pierson, |
| Dellicker, | Seely, |
| Dickerson, | Tuttle, |
| Duryee, | Wade,—16. |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Corsen, |
| Burtis, | Flatt, |
| Conover | Flummerfelt, |
| Caldwell, | Gifford, |

| | |
|---|---|
| Messrs. Hull, | Messrs. Richards, |
| Hunt, | Strader, |
| Linn, | Talmage, |
| Logan, | Valentine, |
| Larason, | Wills, |
| Ladow, | Young,—21. |
| Riggs, | |

On motion, Ordered, That the said bill lie upon the table.

The bill entitled "A supplement to the act entitled an act relative to juries and virdicts, passed the 10th of November, A. D. 1797,"

Was taken up and read a second time by sections, amended and agreed to;

Whereupon, on motion of Mr. Flatt, the further consideration thereof was ordered to be postponed.

Mr. Flummerfelt called up the resolution fixing the time of adjourning the present sitting and of commencing the second sitting of this Legislature, and moved that the first blank therein be filled with the words "the tenth day of November."

Mr. Tuttle moved to amend the amendment, by inserting the the word "fifth," in place of "tenth."

Mr. Caldwell moved that the further consideration of the resolution be postponed, which was agreed to.

The House adjourned to to-morrow morning at ten o'clock.

---

Tuesday, November 3d, 1836.

At ten o'clock the House met.

Mr. Alexander, from the committee upon that subject, reported a bill entitled "A supplement to an act entitled an act to incorporate the Phœnix Manufacturing Company, of Trenton,"

Which was read and ordered a second reading.

Mr. Valentine, from the committee upon that subject, reported a bill entitled, "An act to authorise the reception of the Surplus Revenue of the United States,"

Which was read, and ordered a second reading and to be printed.

Mr. Alexander offered the following:

Resolved, That a committee be appointed to enquire as to

the best method of appropriating or distributing that portion of the surplus revenue, of the United States, which shall be received by the State of New-Jersey, with liberty to report by bill or otherwise;

Which was read and agreed to.

On motion of Mr. Tuttle,

Ordered, That the Committee consist of one from each county;

Whereupon the Chair appointed Messrs. Alexander, Chetwood, Valentine, Doremus, Strader, Dickerson, Talmage, Brown, Burtis, Fenimore, Caldwell, Hunt, Springer, and Corsen.

The House then took up the resolution offered by Mr. Young, fixing the time of adjourning the present sitting, and of commencing the second sitting of the present Legislature.

On motion, ordered, that the first blank be filled with the words "the tenth day of November inst."

Mr. Chetwood moved to fill up the second blank with the words "the second Tuesday;"

And the yeas and nays having been called for were odered,

Upon the question, will the House agree to this motion?

It was determined as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Linn, |
| Chetwood, | Ladow, |
| Cooper, | Pierson, |
| Corsen, | Riggs, |
| Edgar, | Seely, |
| Haight, (Sp.) | Tuttle, |
| Hunt, | Wade,—15. |
| Johnes, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Caldwell, |
| Bray, | Dellicker, |
| Brown, | Dickerson, |
| Blane, | Duryee, |
| Burtis, | Flatt, |
| Budd, | Flummerfelt, |
| Conover, | Fries, |

| | |
|---|---|
| Messrs. Clifford, | Messrs. Pettit. |
| Hell, | Richards, |
| Jobs, | Strader, |
| Logan, | Springer, |
| Larason, | Talmage, |
| Lalor, | Valentine, |
| Molleson, | Wills, |
| Ogden, | Young,—30. |

So the House disagreed to the said motion.

On motion of Mr. Valentine, the blank was then filled with the words, "the first Tuesday," and the resolution in the following form:

Resolved, That this House will rise on the tenth day of November instant, and meet again on the first Tuesday of January next.

Was adopted.

Messrs. Caldwell, of Gloucester, and Clifford of Monmouth, severally presented the abstracts of rateables of their respective counties,

Which were ordered to lie upon the table.

The engrossed bill entitled "An act to authorise Peter Spader and James S. Nevius, administrators with the will annexed of John Dennis, Jr. deceased, to convey certain real estate,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

The engrossed bill entitled "An act to authorise trustees therein named, to sell real estate late the property of Thomas Grant, of the township of Nottingham, county of Burlington, deceased,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign said bills and that the Clerk carry the same to Council, and inform them that the House of Assembly have passed said bills and request their concurrence.

Mr. Tuttle called up the bill entitled "A supplement to the act entitled an act relative to Juries and verdicts, passed the 10th of November, A. D. 1797."

And upon motion, it was ordered that the same be re-printed with the amendments.

The bill entitled "An act to authorise limited partnerships,"

Was taken up, read a second time by sections and agreed to, and upon the motion of Mr, Alexander, the further considera-

tion of the same was ordered to be postponed.

Mr. Chetwood offered the following:

Resolved, That a select committee be appointed, to whom shall be referred the report of the Commissioner appointed to erect the new State Penitentiary, and that the said committee enquire if any, and what alterations are necessary in the existing laws for the internal regulations and police of the new State Penitentiary, with leave to report by bill or otherwise;

Which was agreed to, and Messrs. Chetwood, Saunier, Cooper, Young and Hull appointed said committee.

The bill entitled "An act fixing the time when public laws shall go into operation,"

Was read a second time, agreed to, and ordered to be engrossed for a third reading.

The House adjourned to this afternoon at three o'clock.

---

A three o'clock the House met.

Mr. Fenimore presented a petition from a number of the citizens of Burlington, and others, praying for a Bank to be located at that place,

Which was read and referred to Messsrs. Fenimore, Conover and Richards.

Mr. Bleecker presented the petition of Jonathan Morgan, a revolutionary soldier, praying for a pension,

Which was referred to Messrs. Bleecker, Seeley and Fries.

Mr. Gifford, from the committee upon that subject, reported a bill entitled "An act for the support of the Government of this State,"

Which was read and ordered a second reading.

Mr. Jobs from the committee upon that subject reported a bill entitled "An act to relieve John Bartley, of the county of Somerset,"

Which was read and ordered a second reading.

Ordered, That the printing of the same be dispensed with.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council have agreed to the concurrent resolution from the House of Assembly relative to the distribution of Sitgreaves' Manual, without amendment.

Council have passed a bill entitled "An additional supplement to the act entitled an act respecting conveyances, and to an act entitled an act to register mortgages;"

To which bill the assent of the House of Assembly is requested.

The bill from Council entitled "An additional supplement to the act entitled an act respecting Conveyances, and to an act entitled an act to register Mortgages,"

Was read and ordered a second reading.

Mr. Chetwood to dispense with the rules of the House, in order to read the said bill a second time,

Which was agreed to.

Whereupon, the bill entitled "An additional supplement to the act entitled an act respecting Conveyances, and to an act entitled an act to register Mortgages,

Was read a second time, amended and agreed to, and the same was ordered a third reading.

The engrossed bill "An act to authorise Hugh B. Ely, to sell and convey certain real estate of Doctor John Wilson, deceased,"

Was taken up, and upon motion of Mr. Blane, the same was ordered to be re-committed.

On motion of Mr. Chetwood, the rules of the House were dispensed with, and the engrossed bill entitled "An act fixing the time when public laws shall go into operation," was taken up; and the same having been read a third time and compared;

Upon the question shall this bill pass?

It was determined in the affirmative, as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Fries, |
| | Bleecker, | | Gifford, |
| | Bray, | | Hull, |
| | Brown, | | Haight, (Sp.) |
| | Blane, | | Hunt, |
| | Burtis, | | Jobs, |
| | Budd, | | Johnes, |
| | Chetwood, | | Linn, |
| | Conover, | | Logan, |
| | Cooper, | | Larason, |
| | Caldwell, | | Lalor, |
| | Doremus, | | Ladow, |
| | Dellicker, | | Ogden, |
| | Dickerson, | | Pierson, |
| | Duryee, | | Pettit, |
| | Edgar, | | Riggs, |
| | Flummerfelt, | | Richards, |
| | Fenimore, | | Strader, |

Messrs. Springer,
Seely,
Tuttle.
Talmage,

Messrs. Wade,
Wills,
Young,—43

NAY.

Mr. Corsen,—1.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform them that the House of Assembly have passed said bill, and request their concurrence.

The bill entitled "An act to extend the charter of the Trenton Banking Company" was taken up, and on motion of Mr. Bray, the same was

Ordered to be committed to Messrs. Bray, Johnes and Molleson.

Mr. Flatt called up the resolution, authorising the Sergeant-at-Arms to have a Furnace for warming the Assembly room constructed, and the said room white-washed and cleaned during the recess of the Legislature.

Mr. Burtis called for the yeas and nays upon the resolution, which were ordered;

And upon the question, shall this resolution be agreed to?

It was determined in the affirmative as follows:

YEAS.

Messrs. Bleecker,
Bray,
Brown,
Blane,
Chetwood,
Cooper,
Corsen,
Doremus,
Dellicker,
Duryee,
Flatt,
Flummerfelt,
Fenimore.
Fries,
Haight, (Sp.)
Hull,
Hunt,
Jobs,

Messrs. Logan,
Larason,
Lalor,
Ladow,
Molleson,
Ogden,
Pierson,
Pettit.
Riggs.
Richards,
Strador,
Springer,
Seely,
Tuttle,
Talmage,
Wade,
Wills,—35.

NAYS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Gifford, |
| Budd, | Johnes, |
| Conover, | Linn, |
| Dickerson, | Young,—9. |
| Edgar, | |

After which the House adjourned to to-morrow morning at ten o'clock.

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WEDNESDAY, November 2, 1836.

At ten o'clock the House met.

Mr. Chetwood, from the committee upon that subject, reported a bill entitled "An act making a further appropriation for the completion of the State Penitentiary,"

Which was read, ordered a second reading and to be printed.

Mr. Bleecker, from the committee upon that subject, reported a bill entitled "An act for the relief of Jonathan Morgan, of the county of Morris,"

Which was read and ordered a second reading.

The Speaker informed the House that a verbal message had been communicated to him from the Governor elect of this State, by which he was requested to state to the House, that in consequence of severe indisposition and general ill health, Mr. Vroom respectfully declined the appointment of Governor, which this Legislature had conferred upon him, and that he wished the House to be assured of the grateful sense with which he cherished the remembrance of the confidence which had been reposed in him.

Mr. Blane, from the committee to whom had been re-committed the bill entitled "An act to authorise Hugh B. Ely to sell and convey certain real estate of Doctor John Wilson, deceased," reported the same, with an amendment.

A message from Council by Mr. Wescott, their Secretary, informed the House that Council have passed a bill from the House of Assembly, entitled "An act to authorise Joseph Tatum, guardian of Samuel H. Ladd, to make sale of wood and

timber on the premises of said ward, in the township of Deptford, in the county of Gloucester," with an amendment.

To which amendment the assent of the House of Assembly is requested.

Whereupon the House took up the said bill, and the same having been read with the amendment made in Council, the House agreed to the same, and ordered the said bill to be re-engrossed.

The bill from Council entitled "an additional supplement to the act entitled an act respecting conveyances, and to an act entitled an act to register mortgages,"

Was taken up, and read a third time.

And upon the question, shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry it to Council and inform Council that the House have passed said bill with an amendment, to which amendment the assent of Council is requested.

Mr. Wills offered the following:

Resolved, That the Clerk inform Council that the House of Assembly is ready to go into Joint-Meeting for the purpose of appointing a Governor, and request Council to appoint the time and place.

Which was agreed to.

Mr. Chetwood offered the following:

Resolved, That this House will not sustain any application at the present session of the Legislature, for a divorce, when the same is cognizable in the Court of Chancery.

Upon which resolution the yeas and nays were called for and ordered,

And upon the question, shall this resolution be agreed to?

It was determined as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Corsen, |
| Bleecker, | Doremus, |
| Bray, | Dellicker, |
| Brown, | Duryee, |
| Blanc, | Edgar, |
| Burtis, | Flatt, |
| Chetwood, | Fenimore, |
| Conover, | Fries, |
| Cooper, | Haight, (Sp.) |
| Caldwell, | Hunt, |

| | |
|---|---|
| Messrs. Jobs, | Messrs. Pettit, |
| Johnes, | Riggs, |
| Larason, | Richards, |
| Lake, | Springer, |
| Ladaw, | Seely, |
| Molleson, | Tuttle, |
| Ogden, | Wade, |
| Pierson, | Wills,—26. |

NAYS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Hull, |
| Dickerson, | Logan, |
| Flummerfelt, | Strader, |
| | Young,—7. |

Mr. Logan asked leave to withdraw the papers of Patience Corwin, relative to her application for a law to divorce her from her husband;

Which was granted.

The bill entitled "An act to authorise limited partnerships," was taken up and ordered to be engrossed for a third reading.

The bill entitled "An act to authorise Hugh B. Ely to sell and convey certain real estate of Doctor John Wilson, deceased," was read a second time,

The amendment made by the committee to whom the same was re-committed, agreed to,

And the said bill ordered to be re-engrossed for a third reading.

The House then took up the report of the committee upon unfinished business, and the same having been read,

It was agreed to.

On motion of Mr. Flatt, ordered,

That bill No. 14, of said report, being a bill entitled "An act to incorporate the Plainfield Bank, in the county of Essex," be committed:

Whereupon, the Chair appointed Messrs. Flatt, Dickerson and Duryee, the committee.

On motion of Mr. Molleson,

Ordered. That No. 3, of said report, consisting of eleven bills respecting the revision of the Orphans' Court System," be referred to a committee of the whole House, and made the order of the day for Wednesday the 4th of January next.

On motion, ordered,

That Messrs. Jobs, Middleson and Bray be a committee to inquire into the expediency of ordering the bills relating to the said revision of the Orphans' Court system to be printed.

The bill entitled 'An act to authorise the reception of the Surplus Revenue of the United States," was taken up, read a second time, amended and agreed to,

And ordered to be engrossed for a third reading.

On motion of Mr. Tuttle.

Ordered, That No. 22 of the report of the committee upon unfinished business, being a bill entitled "An act to incorporate the Commercial Bank at Newark," be referred;

Whereupon the Chair appointed Messrs. Tuttle, Springer and Dellicker, the committee.

The bill entitled "An act to relieve John Bartley, of the county of Somerset." was taken up, read a second time, agreed to,

And ordered to be engrossed for a third reading.

The bill entitled "An act for the support of the Government of this State," was taken up, read by sections, amended and agreed to,

And the same ordered to be engrossed for a third reading.

After which the House adjourned to this afternoon at three o'clock.

---

A three o'clock the House met.

The bill entitled "A supplement to the act entitled an act to incorporate the Phœnix Manufacturing Company, passed the ninth day of March, A. D. 1836," was taken up, read a second time by sections, agreed to,

And ordered to be engrossed for a third reading.

A message from Council, by Mr. Westcott their Secretary, informed the House,

That Council will be ready to go into a Joint-Meeting for the appointment of a Governor, at ten o'clock to-morrow morning, in the Assembly room.

Mr. Tuttle called up the bill entitled "A supplement to the act entitled an act relative to juries and verdicts, passed the 10th of November, A. D. 1797," and upon motion, the first, second, third and fourth sections were ordered to be re-considered:

Whereupon the several sections were amended and agreed to, and the said bill ordered to be engrossed for a third reading.

The House then made various nominations for the vacant office of Governor, preparatory to the contemplated joint-meeting.

Mr. Wade, from the majority of the committee upon that subject, made the following report:

The committee to whom was referred the subject of the current printing, beg leave to report the following, viz:

Resolved, By the Council and General Assembly of this State, that William Boswell, of Trenton, be employed to do the current printing of both Houses of the Legislature, during the present and future sessions, at the same prices allowed for the same services last year.

Signed, JAMES W. WADE, Chairman,
HENRY J. FRIES,
HENRY S. HUNT,
THOS. YARROW.

Mr. Jobs moved that the report be amended by striking out the name of William Boswell, and inserting that of Joseph Justice,

Which was seconded, and while the same was under consideration,

Mr. Alexander moved that the further consideration of the report of the committee be postponed;

Upon which motion the yeas and nays were called for and ordered,

And upon the question, shall this motion be agreed to?

It was determined in the affirmative, as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fenimore, |
| Bleecker, | Hull, |
| Bray, | Haight, (Sp,) |
| Brown, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Linn, |
| Conover, | Logan, |
| Doremus, | Lalor, |
| Dellicker, | Riggs, |
| Dickerson, | Strader, |
| Edgar, | Wills, |
| Flummerfelt, | Young,—24. |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Ladow, |
| Chetwood, | Ogden. |
| Cooper. | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Richards, |
| Duryee, | Springer, |
| Flatt, | Seely, |
| Fries. | Tuttle, |
| Hunt, | Talmage, |
| Larason, | Wade,—20. |

Mr. Wills offered the following:

Whereas, by the twenty-first section of the act of the Legislature of this State, entitled "An act to incorporate the New Jersey Rail Road and Transportation Company," passed 7th of March, A. D. 1832, the State of New Jersey reserved the privilege of subscribing for one-fourth of the capital stock of the aforesaid company, with the right to appoint three directors to represent the same; but if the said stock shall not be subscribed for within two years after the location of the route of said road shall have been fixed and determined upon and filed in the office of the Secretary of State, then the right to subscribe therefor by the state shall cease; and whereas the location of the route of the aforesaid road has been fixed and determined upon by the said company, and was filed in the office of the Secretary of the State on the twenty-second day of October, A. D. 1835, so that a decision by the state as to subscribing to the aforesaid stock is required to be made by the present Legislature: Now, therefore, in order that the Legislature may act intelligently upon this important question,

Be it Resolved, (Council concurring,) That a committee of seven be appointed to examine and investigate the condition and affairs of the New Jersey Rail Road and Transportation Company, the expenditures they have made on their work, the probable amount necessary for its completion, with the revenue now receiving by the company, and all such other facts as may aid the Legislature in deciding upon the aforesaid subscription to the capital stock of the company according to the best interests of the State; and that the said committee furnish a statement of the result of their examination to the Legislature at their next sitting, and have leave further to report by bill or otherwise.

Which resolution was agreed to,

And Messrs Wills, Bleecker, Alexander, Pierson and Seely appointed the committee on the part of the House.

The House adjourned to to-morrow morning at ten o'clock.

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THURSDAY November 3d, 1836.

At ten o'clock the House met.

A message from Council, by Mr. Westcott their Secretary, informed the House, that

Council have passed a bill entitled "An act to authorise the Board of Chosen Freeholders, of the county of Essex, to loan money,"

To which bill the assent of the House of Assembly is requested.

Whereupon the bill from Council entitled "An act to authorise the Board of Chosen Freeholders, of the county of Essex, to loan money," was taken up, read and ordered a second reading.

Mr. Jobs, from the committee upon that subject, made the following report:

The joint-committee, to whom was referred the printing of the Minutes of both Houses, Laws, Law and Chancery Reports, report the following:

1. Resolved, by the Council and General Assemby of this State, That George W. Clason, of Warren county, be employed to print the votes and proceedings of the Assembly of the present session; that he print thirteen hundred copies thereof, and be paid therefor the sum of twenty-two dollars per sheet.

2. Resolved, That Samuel P. Hull, of Morristown, be employed to print the Journal of the proceedings of the Legislative Council and Joint-Meetings of the present session; that he print thirteen hundred copies thereof, and be paid therefor the sum of twenty-two dollars per sheet.

3. Resolved, That William Boswell, of Trenton, be employed to print sixteen hundred copies of the Laws of the present session of the Legislature, of the large octavo pages heretofore used; and that he be paid therefor the sum of thirty-two dollars per sheet.

4. Resolved, That Joseph Pugh, of Mount Holly, be em-

ployed to print sixteen hundred copies of the Law Reports at thirty-two dollars per sheet, and that Edward Sanderson be employed to print the Chancery Reports, the same number of copies, and at the same prices as the Law Reports; and that both Reports shall be printed on as good paper, and with the large octavo pages heretofore used.

5. Resolved, That the printers named in the above resolutions, and each and every of them, shall, before they enter on the duties of printing as aforesaid, enter into bond to the Treasurer of this State, in such sums as he shall require, and with such security as he shall approve of, for the true and faithful performance of their respective duties.

N. C. JOBS, Chairman.

Mr. Chetwood moved to strike out the words "George W. Clason" in the first resolution, and insert in lieu thereof the words "Tuttle, Harrison and company,"

Upon which motion the yeas and nays were called for and ordered, and upon the question, 'Shall this motion be agreed to?' It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Molleson, |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Dellicker, | Pettit, |
| Duryee, | Richards, |
| Flatt, | Springer, |
| Fries, | Seely, |
| Hunt, | Talmage, |
| Ladow, | Wade,—18. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Dickerson, |
| Bray, | Edgar, |
| Brown, | Flummerfelt, |
| Blane, | Hull, |
| Burtis, | Haight, (Sp.) |
| Budd, | Jobs, |
| Conover, | Johnes, |
| Corsen, | Linn, |
| Doremus | Logan, |

| | |
|---|---|
| Messrs. Larason, | Messrs. Strader, |
| Lalor, | Wills, |
| Riggs, | Young,—24. |

On motion of Mr. Chetwood, Mr. Tuttle was excused from voting.

The House then agreed to the report of the committee; and ordered the same to a second reading.

The engrossed bill entitled "An act to authorise the reception of the Surplus Revenue of the United States," was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council, and inform them that the House of Assembly have passed said bill, and request their concurrence.

The engrossed bill entitled "An act to authorise Hugh B. Ely to sell and convey certain real estate of Doctor John Wilson, deceased." was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the said bill, and that the Clerk carry the same to Council, and inform Council that the House have passed said bill, and request their concurrence.

The engrossed bill entitled "A supplement to the act entitled an act relative to juries and verdicts, passed the tenth day of November, 1797,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows;

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Caldwell, |
| Bleecker, | Doremus, |
| Bray, | Dellicker, |
| Brown, | Dickerson, |
| Blane, | Edgar, |
| Burtis, | Flatt, |
| Budd, | Fenimore, |
| Chetwood, | Fries, |
| Conover, | Hull, |
| Cooper, | Hunt, |

| | |
|---|---|
| Messrs. Haight, (Sp.) | Messrs. Pierson, |
| Jobs, | Pettit, |
| Johnes, | Riggs, |
| Logan, | Richards, |
| Larason, | Springer, |
| Lalor, | Seely, |
| Ladow, | Tuttle, |
| Molleson, | Talmage, |
| Ogden, | Wade,—38. |

NAYS.

| | |
|---|---|
| Messrs. Corsen, | Messrs. Strader, |
| Duryee, | Wills, |
| Flummerfelt, | Young,—7. |
| Linn, | |

Ordered, that the Speaker sign the same, and that the Clerk carry the same to Council, inform them of its passage and request their concurrence.

On motion of Mr. Blane,

Ordered, That the Clerk inform Council that this House is now ready to go into Joint-Meeting to appoint a Governor, and await the attendance of Council in the Assembly room;

Whereupon Council came into the Assembly room, and both Houses went into Joint-Meeting, and after going through the business of the same, the Joint-Meeting rose, Council retired, and the House came to order.

The engrossed bill entitled "An act to authorise Joseph Tatum, guardian of Samuel H. Ladd, to make sale of wood and timber on the premises of said ward, in the township of Deptford, in the county of Gloucester," was taken up, read and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council, and inform Council that the House have agreed to the amendment made in Council to said bill, and have ordered the same to be re-engrossed.

The engrossed bill entitled "An act for the support of the Government of this State," was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill, and request their concurrence.

On motion of Mr. Chetwood, the report of the committee to dispose of the current printing, was taken up.

Mr. Strader moved to amend the report, by striking out the name of "William Boswell," and inserting the name of *Joseph Justice*, in lieu thereof;

Upon which motion the yeas and nays were called for and ordered;

And upon the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hull, |
| Bleecker, | Haight, (Sp.) |
| Bray, | Jobs, |
| Brown, | Johnes, |
| Budd, | Linn, |
| Conover, | Logan, |
| Doremus, | Lalor, |
| Dickerson, | Riggs, |
| Edgar, | Strader, |
| Flummerfelt, | Wills, |
| Fenimore, | Young,—22. |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Molleson, |
| Chetwood, | Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Richards, |
| Duryee, | Springer, |
| Flatt, | Seely, |
| Fries, | Tuttle, |
| Hunt, | Talmage, |
| Larason, | Wade,—21. |
| Ladow, | |

The question then recurring upon agreeing to the report of

the committee, the yeas and nays were called for, and ordered;

And upon the question, shall the report be agreed to:

It was determined in the affirmative by the following vote:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Fenimore, |
| | Bleecker, | | Hull, |
| | Bray, | | Haight, (Sp.) |
| | Brown, | | Jobs, |
| | Burtis, | | Johnes, |
| | Budd, | | Linn, |
| | Conover, | | Logan, |
| | Doremus, | | Lalor, |
| | Dellicker, | | Riggs, |
| | Dickerson, | | Strader, |
| | Edgar, | | Wills, |
| | Flummerfelt, | | Young,—24. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Messrs. | Molleson, |
| | Chetwood, | | Ogden, |
| | Cooper, | | Pierson, |
| | Caldwell, | | Pettit, |
| | Corsen, | | Richards, |
| | Duryee, | | Springer, |
| | Flatt, | | Seely. |
| | Fries, | | Tuttle, |
| | Hunt, | | Talmage, |
| | Larason, | | Wade,—21. |
| | Ladow, | | |

So the report was agreed to, and on motion,

Ordered, That the same have a second reading.

Mr. Cooper called up No. 21 of unfinished business, being a bill entitled

"An act for erecting the eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic," and moved that the same be referred to a committee; which was agreed to,

And Messrs. Cooper, Budd and Ladow, appointed said committee;

Mr. Flatt called up No. 20 of unfinished business, being a bill entitled

"An act to incorporate the Tradesman's Bank at Rahway," and moved that the same be referred to a committee, which was agreed to,

And Messrs. Flatt, Dickerson and Riggs, appointed said committee.

Mr. Molleson called up No. 12 of unfinished business, being a bill entitled

"An act to repeal the act respecting Common Schools," and moved that the same be referred to a committee, which was agreed to,

And Messrs. Molleson, Conover and Lalor, appointed said committee.

Mr. Chetwood called up the bill entitled "An act making further appropriation for the completion of the new State Penitentiary," which was read a second time by sections, and agreed to, and

Ordered to be engrossed for a third reading.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

A message from Council, by Mr. Westcott their Secretary, informed the House that

Council have passed the bill from the House of Assembly, entitled

"An act to provide for the summoning and empannelling Jurors for the Courts of the borough of Elizabeth," without amendment.

Council have agreed to the amendments made by the House of Assembly to the bill from Council, entitled

"An additional supplement to the act entitled an act respecting conveyances and to an act entitled an act to register mortgages,"

And have caused said bill to be re-engrossed.

Council have passed a bill entitled "A supplement to the act entitled an act to incorporate the Camden Oil Manufacturing Company,"

To which bill the assent of the House of Assembly is requested.

Council have passed the accompanying concurrent resolution, and have appointed Messrs. Stokes and Kirkpatrick members, on their part, of the joint-committee proposed by said resolution.

I am also directed to communicate to the House of Assembly the accompanying letter, from the Hon. Philemon Dickerson, Esq. received to day by the Vice President.

The bill from Council entitled "A supplement to the act entitled an act to incorporate the Camden Oil Manufacturing Company."

Was read and referred to Messrs. Flatt, Ogden and Hull.

The concurrent resolution from Council, respecting a joint-committee to be appointed to inquire into the expediency of abolishing capital punishments and substituting imprisonment for life in the place thereof, was read, and on motion of Mr. Alexander,

Ordered to be referred to a committee;

Whereupon the Chair appointed Messrs. Alexander, Hunt and Logan, said committee.

The letter from the Hon. Philemon Dickerson, to the Vice President of Council, was read as follows:

TRENTON, Nov. 3d, 1836.

SIR,—Permit me most respectfully to tender to you, and through you, to the people of New Jersey, my resignation of the commission which I now hold, as one of the Representatives of the twenty-fourth Congress of the United States, for the State of New Jersey.

I am yours, very respectfully,

PH. DICKERSON.

To JEPHTHAH B. MUNN, Esq. V. P. of Council of the State of New Jersey.

The engrossed bill entitled "A supplement to the act entitled an act to incorporate the Phœnix Manufacturing Company of Trenton,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?"

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, inform them of its passage and request their concurrence.

Mr. Flatt called up the report of the majority of the committee to dispose of the printing of the Minutes of Council, the House of Assembly and Joint-Meetings, the Laws, Law Reports and Chancery Reports, and moved that the same be ordered to a second reading,

Which was agreed to.

The bill from Council entitled "An act to authorise the Board of Chosen Freholders, of the county of Essex, to loan money," was taken up, read a second time, and agreed to.

On motion of Mr. Flatt,

Ordered, That the first and only section of said bill be reconsidered.

Mr. Flatt then offered the following amendment to the said section, to be added as a proviso:

Provided nevertheless, that the said sum of seventy thousand dollars, authorised to be loaned by this act, shall when expended and re-embursed by the said Board of Chosen Freeholders, that then this act shall be inoperative, null and void,

Which was disagreed to;

And the first and only section of the bill was then agreed to and ordered to a third reading.

On motion of Mr. Chetwood, the rules of the House were dispensed with, and the said bill was read a third time,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Brown,
Burtis,
Budd,
Chetwood,
Conover,
Cooper,
Caldwell,
Corsen,
Doremus,
Dellicker,
Dickerson,
Duryee,
Edgar,
Flummerfelt,
Fenimore,
Fries,
Haight, (Sp.)
Jobs,
Johnes,
Linn,
Larason,
Ladow,
Ogden,
Pierson,
Pettit,
Riggs,
Richards,
Springer,
Tuttle,
Talmage,
Wade,
Wills,
Young,—35.

NAYS.

Messrs. Flatt,
Hull,
Mr. Hunt,—3.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed the said bill without amendment.

Mr. Wills asked and obtained leave to introduce a bill entitled "An act to provide for the election of a member in Congress, to supply the vacancy occasioned by the resignation of Philemon Dickerson, esquire,"

Which bill was read, and ordered a second reading and to be printed.

On motion of Mr. Wills, the rules of the House were dispensed with, and the said bill was taken up, read a second time and agreed to, and ordered to be engrossed for a third reading.

Mr. Wills, from the committee upon that subject, made report upon the Treasurer's accounts, as follows:

We, the Committee of Council and Assembly, appointed to settle with the Treasurer of this State, do hereby certify, That we have examined the books in his office, and compared the same with the evidences relating thereto, and do find the same regularly and correctly stated and balanced, and have ascertained that the evidences of public stocks, securities and other effects are actually in the Treasury.

The balance in the hands of the Treasurer, they find to be ten thousand, three hundred and six dollars and eight cents, standing to his credit in the following Banks, and otherwise accounted for as follows:

| | |
|---|---|
| Allowance to be asked in Incidental Bill, | $69 10 |
| In the Trenton Banking Company, | 3,816 66 |
| " Mechanic's and Manufacturer's Bank at Trenton, | 6,310 08 |
| " Newark Banking and Insurance Company, | 100 00 |
| Belvidere Bank, | 10 24 |
| | $10,306 08 |

The committee also find in the hands of the Treasurer, forty-four hundred dollars and ninety-seven cents standing to his credit, as Treasurer of the School Fund, in the following Banks:

| | |
|---|---|
| Newark Banking and Insurance Company, | $419,24 |
| Cumberland Bank, | 60 00 |

| | |
|---|---|
| Mechanic's and Manufacturer's Bank at Trenton, | 1,639 11 |
| Trenton Banking Company, | 2,282 62 |
| | $4,400 97 |

Trenton, October 25, 1836, Books balanced.

Signed,

THOMAS ARROWSMITH, } *Committee*
A. PARSONS, } *of Council.*

MOSES WILLS, }
JOSEPH N. TUTTLE, } *Committee*
WM. C. ALEXANDER, } *of*
JOHN STRADER, } *Assembly.*
J. W. CALDWELL. }

Trenton, November 3d, 1836.

Dr. *Charles Parker, Treasurer, in Account Current with*

| 1835 | | Dols. | Cts. |
|---|---|---|---|
| Oct. 27. | To a balance in the hands of the Treasurer, on settlement this day, | 8,866. | 76 |

*The State of New Jersey.* CONTRA. Cr.

| 1835. | | | Dols. | Cts. | Dols. | Cts. |
|---|---|---|---|---|---|---|
| Nov. 10. | By paid David Ryerson for 3 Inquisitions. | | 32 | 22 | | |
| | By paid Sheriff of Essex for transporting 7 prisoners to State Prison, | | 09 | 75 | | |
| | By pd for publishing small note Law in Salem Union. | | 9 | 00 | | |
| | By do New Jersey Herald, | | 9 | 00 | | |
| | By do Sussex Register, | | 9 | 00 | | |
| | By do Paterson Courier, | | 9 | 00 | | |
| | By do Village Herald, | | 9 | 00 | | |
| | By do Paterson Intelligencer, | | 9 | 00 | | |
| | By do New Jersey Mirror, | | 9 | 00 | | |
| | By do Burlington Herald. | | 9 | 00 | | |
| | By do Somerset Co. Messenger, | | 9 | 00 | | |
| | By do Hunterdon Gazette, | | 9 | 00 | | |
| | By pd Joseph Rogers, member of Assembly, | | 57 | 00 | | |
| | | | | | 378 | 97 |
| Nov. 11. | R. M. Crowell, | do | 63 | 00 | | |
| | Moses Wills, | do | 51 | 75 | | |
| | Wilson Bray, | do | 55 | 50 | | |
| | William Burtis, | do | 54 | 00 | | |
| | Benjamin Davis, | do | 55 | 50 | | |
| | William McKissack, | do | 55 | 30 | | |
| | William Cruser, | do | 52 | 50 | | |
| | John Hall, | do | 50 | 70 | | |
| | Annaniah Gifford, | do | 61 | 50 | | |
| | Michel Saunier | do | 71 | 25 | | |
| | Nicholas Jobs, | do | 50 | 10 | | |
| | Thomas Arrowsmith member of Council, | | 92 | 10 | | |
| | | | | | 701 | 70 |
| | Joseph Tuttle, member of Assembly, | | 66 | 00 | | |
| | Thomas E. Hunt, | do | 72 | 00 | | |
| | Ephraim Whittaker, | do | 72 | 00 | | |
| | James Cook, | do | 71 | 10 | | |
| | Jacob Flatt, | do | 67 | 80 | | |
| | John Strader, | do | 72 | 00 | | |
| | William Cook, | do | 69 | 00 | | |
| | Joshua Shay, | do | 78 | 60 | | |
| | Joseph Linn, | do | 72 | 60 | | |
| | | | | | 811 | 10 |
| | Richard Thompson, | do | 81 | 00 | | |
| | William R. Cooper, | do | 66 | 00 | | |

*Charles Parker, Treasurer.*

| 1835. | | Dols. | Cts. |
|---|---|---|---|
| | Amount brought forward, | 8,866 | 76. |

| 1835. | CONTRA. | | | CR. Dols. | Cts. |
|---|---|---|---|---|---|
| Nov. 11, | Thomas F. Budd, | do | 54 00 | | |
| | Joseph Brown, | do | 55 20 | | |
| | Samuel B. Lippincott, | do | 69 00 | | |
| | Isaac Newcomb, | do | 72 00 | | |
| | Hudson A. Springer, | do | 69 00 | | |
| | John H. Hopper, | do | 75 00 | | |
| | James W. Wade, | do | 66 00 | | |
| | Abraham Lydecker, | do | 73 20 | | |
| | | | | 675 | 90 |
| | George Deacon, | do | 52 50 | | |
| | George T. McDowell, | do | 54 00 | | |
| | George Molleson, | do | 55 80 | | |
| | Elias Runyan, | do | 57 00 | | |
| | Henry Hillard, | do | 75 00 | | |
| | John D. Jackson, | do | 75 00 | | |
| | John Young, | do | 64 50 | | |
| | George Flummerfelt, | do | 69 00 | | |
| | William Marshall, | do | 51 00 | | |
| | Caleb H. Valentine, | do | 64 50 | | |
| | | | | 619 | 20 |
| | Isaac Quinby, | do | 72 00 | | |
| | Thomas G. Haight, | do | 60 00 | | |
| | Andrew Parsons, | do | 74 40 | | |
| | John Blane, | do | 58 80 | | |
| | Thomas Jones York, | do | 69 00 | | |
| | Joseph Endicott, | do | 78 00 | | |
| | Jephthah B. Munn, a member of Council, | | 69 00 | | |
| | Charles Stokes, | do | 54 00 | | |
| | John W. Mickle, | do | 59 50 | | |
| | John Perrine, Jr. | do | 56 40 | | |
| | | | | 651 | 10 |
| | William Thompson, | do | 57 00 | | |
| | Charles Sitgreaves, | do | 71 00 | | |
| | Jeremiah Leiming, | do | 84 00 | | |
| | Joshua Brick, | do | 73 50 | | |
| | Samuel Humphreys, | do | 69 00 | | |
| | William Wilson, | do | 53 70 | | |
| | David Ryerson, | do | 70 50 | | |
| | Stephen D. Day, | do | 66 00 | | |
| | C. B. Zabriskie, | do | 73 50 | | |
| | | | | 618 | 20 |
| | James D. Westcott, Secretary of Council, | | 63 00 | | |
| | Richard P. Thompson, Clerk of As- | | | | |

Dr. *Charles Parker, Treasurer.*

| 1835, | | Dols. | Cts. |
|---|---|---|---|
| | Amount brought forward, | 8,366 | 76. |

CONTRA. CR.

| 1845. | | | Dols. | Cts. | Dols. | Cts. |
|---|---|---|---|---|---|---|
| Nov. 11. | sembly, | | 118 | 75 | | |
| | Samuel Woolley, Door Keeper of Council, | | 36 | 00 | | |
| | Thomas Combs, do do Assembly, | | 36 | 00 | | |
| | Do do for services of son asst. Door Keeper, | | 9 | 00 | | |
| | Peter Forman, Librarian, | | 36 | 00 | | |
| | Publishing small note Law, Warren Journal, | | 9 | 00 | | |
| | Do Jersey City Gazette, | | 9 | 00 | | |
| | | | | | 316 | 75 |
| | D. B. Ryall, Speaker of Assembly, | | 66 | 50 | | |
| | Wm. Robinson, for cleaning arms, | | 180 | 00 | | |
| | B. F. Vancleave, allowance in incidental bill, | | 15 | 00 | | |
| | Jos. C. Hornblower, Chief Justice, salary and Circuit fees, | | 690 | 00 | | |
| | Danl. Childs, allowance in incidental bill, | | 5 | 00 | | |
| | John R. Smith, | do | 63 | 97 | | |
| | R. Sterling, | do | 12 | 65 | | |
| | W. Hancock, | do | 38 | 50 | | |
| | | | | | 1,071 | 12 |
| | Samuel Newbold, | do | 126 | 00 | | |
| | E. P. Ross, | do | 126 | 00 | | |
| | Joseph Justice, | do | 346 | 20 | | |
| | John J. Chetwood, member of Assembly, | | 66 | 00 | | |
| | Samuel Roberts, allowance in incidental bill, | | 20 | 00 | | |
| | Samuel B. Scattergood, | do | 8 | 00 | | |
| | Thomas Combs, | do | 25 | 25 | | |
| | Jos. A. Yard, | do | 5 | 00 | | |
| | Andrew Newton, | do | 21 | 21 | | |
| | | | | | 753 | 66 |
| Nov. 13. | Lydia Westbrook, 6 mo. pension, | | 120 | 00 | | |
| | Lydia Wood, | do | 20 | 00 | | |
| | John Salter, 1 mo. | do | 5 | 00 | | |
| 14. | Marshall of New York, for services per order, | | 97 | 57 | | |
| 18. | E. A. Douglass, allowance in incidental bill, 4th March last, | | 101 | 00 | | |
| | G. H. Ford, salary and Circuit fees, | | 780 | 00 | | |
| 21. | E. Dallas, constable attending Su- | | | | | |

Dr. *Charles Parker, Treasurer.*

| 1835. | | | Dols. Cts. |
|---|---|---|---|
| | Amount brought forward, | | 8,866 00. |
| Dec. 21. | To received of Asher Atkinson, Collector of Hunterdon, on account of tax, | 150 44 | |
| 22. | Do do balc. of do, | 4385 40 | |
| | | 4535 84 | |
| 29. | A. P. Hopper collector of Bergen, for tax of 1835, | 2,589 84 | |
| | Collector of Salem co. for do | 2,044 49 | |
| | | | 9,180 17 |
| 30. | Do Morris do do | 3,136 02 | |
| 1836. Jan. 1. | Do Gloucester do do | 3,216 13 | |
| 2 | Do Essex do do | 3,822 04 | |
| 6 | Do Gloucester, for bale of do | 163 13 | |
| | Do Cumberland, for tax of do | 1,586 18 | |
| | Do Cape May, do do | 646 00 | |
| | | | 12,569 50 |

| 1835. | CONTRA. | | Cr. Dols. Cts. |
|---|---|---|---|
| Nov. 21. | preme Court, | 7 50 | |
| | J. D. Westcott, for issuing coms. and filing warrants, | 44 93 | |
| | Sheriff of Burlington, for transporting prisoners, | 8 00 | |
| | Anderson Lalor, member of Assembly, | 48 75 | |
| | | | 1,182 75 |
| 23. | Samuel B. Scattergood, Constable attending Supreme Court, | 7 50 | |
| Dec. 1. | Zac. Rossell, Adjutant General, | 100 00 | |
| 8. | Thomas C. Ryerson, a Justice of Supreme Court, | 120 00 | |
| 11. | Sheriff of Sussex, transporting prisoners, | 32 00 | |
| | Publishing small note Law, Rahway Advocate, | 9 00 | |
| 17. | John Salter, one mo. pension, | 5 00 | |
| 23. | Wm. R. Allen, Com. for erection | | |
| 1836.] | of Penitentiary, | 5000 00 | |
| | | | 5,273 50 |
| Jan. 1. | Six mo. tuition, support, &c. for Deaf and Dumb in New York, | 673 33 | |
| | J. D. Westcott, for salary and issuing com. | 49 67 | |
| Jan. 5. | Jos. C. Hornblower, for holding 2 Circuits, | 60 00 | |
| | T. M. Perrine, keeper of State prison 1-4 salary, | 250 00 | |
| | Chas. Sutterly, Clerk of do do | 137 50 | |
| | Richard Campbell, assist. keeper of Prison, 1-4 salary, | 125 00 | |
| | Wm. Vanhart, do do | 125 00 | |
| | Samuel Snedicker, do do | 125 00 | |
| | | | 1,545 50 |
| | Jno. Cunningham, do do | 125 00 | |
| | Thomas Neal, do do | 125 00 | |
| | John H. Norton, do do | 75 00 | |
| | James T. Clark, Physician, do | 18 75 | |
| 6. | Samuel Webster, for 21 Inquisitions from Gloucester. | 163 13 | |
| | For 4 Inquisitions from Cumberland, | 39 48 | |
| | Newark Daily and Sentinel, for insertion of small note Law, | 18 00 | |
| 9. | B. Davenport, for Books for State | | |

*Charles Parker, Treasurer.*

| 1836. | | | Dols. Cts. |
|---|---|---|---|
| | Amount brought forward, | | 30,616 43 |
| Jan. 11. | To received of Delaware & Raritan Canal and Camden and Amboy Railroad and Transportation Company, for transit duty on account of guarantee, | 5,000 00 | |
| 13. | For forfeited recognizance from Sheriff of Warren, | 47 50 | |
| | From Collector of Sussex, for Tax of 1835, | 2,025 70 | |
| | Do Burlington, do | 4,307 12 | |
| 20. | Do Middlesex, do | 3,253 36 | |
| 22. | Do Salem, for balc. do | 112 11 | |
| Feb. 4. | Do Somerset, for Tax do | 2,642 86 | |
| | Camden and Amboy Railroad, for 6th dividend, | 3,000 00 | |
| | Do do for balance of guarantee, | 6,000 00 | |
| | Collector of Monmouth, on act. of Tax of 1835, | 3,239 06 | |
| 15. | Collector of Monmouth, for balc. of Tax of 1835, | 484 62 | |
| | Do Warren, for Tax of 1835, | 2,185 50 | |
| | | | 32,297 83 |

| 1835. | CONTRA. | | Cr. Dols. Cts. |
|---|---|---|---|
| Jan. 9. | Library. | 21 20 | |
| | | | 585 56 |
| | Brigade Major and Inspector of Bergen Brigade, his salary. | 30 00 | |
| 13. | A. Corsen, Sheriff of Middlesex, for transporting a prisoner to State Prison, | 12 80 | |
| | Jos. W. Scott, Master in Chancery, | 24 00 | |
| 14. | Sheriff of Essex, for transporting a prisoner to State Prison, | 22 80 | |
| | 1 Inquisition from Bergen, | 9 12 | |
| 16. | E. Dollas, for 2 Inquisitions from Hunterdon, | 32 10 | |
| | John Salter, for 1 mo. pension, | 5 00 | |
| | P. D. Vroom, gov. for 6 mo. sal'y, | 1000 00 | |
| | | | 1,135 82 |
| 20. | A. Goodwin, Brigade Major, &c. of Essex, for 5 years salary, | 150 00 | |
| 22. | For 12 Inquisitions from Salem, | 112 11 | |
| 26. | Insertion of small note Law, in Newark Eagle, | 9 00 | |
| 28. | Brigade Major, &c. of Cape May, his salary, | 10 00 | |
| | Commissioners for building Prison, one years salary, | 2000 00 | |
| Feb. 4. | Six Inquisitions from Monmouth, | 39 06 | |
| | Hugh Aggins, 6 mo. Pension, | 30 00 | |
| | | | 2,350 17 |
| | Sheriff of Monmouth, for transporting Prisoner to State Prison, | 12 80 | |
| 10. | Sheriff of Bergen, for do | 63 00 | |
| 16. | Publishing small note Law in Elizabethtown paper, | 9 00 | |
| 22. | Two Inquisitions from Sussex, | 39 29 | |
| | John Salter, 1 mo. Pension, | 5 00 | |
| | Sheriff of Hunterdon, for transporting 2 prisoners to State Prison, | 17 50 | |
| | Chief Justice, for holding 2 Circuits, | 60 00 | |
| | Peter I. Stryker, for allowance as Commissioner, &c. | 130 00 | |
| | T. C. Ryerson, for salary and holding Circuits, | 610 00 | |
| | | | 946 59 |
| March 1. | 13 Inquisitions from Burlington, | 80 29 | |

Dr. *Charles Parker, Treasurer.*

| 1836, | | Dols. | Cts. |
|---|---|---|---|
| | Amount brought forward, | 62,914 | 26 |

| 1836. | CONTRA. | | | Cr. Dols. Cts. |
|---|---|---|---|---|
| March 1. | Thompson Price, 6 mo. Pension, | | 30 00 | |
| | G. H. Ford, Associate Justice, holding 2 Circuits, | | 60 00 | |
| 4. | Thomas M. Perrine, keeper of S. Prison, for salary, | | 177 63 | |
| 5. | H. D. Rogers, Professor of Geology, | | 1000 00 | |
| | S. B. Scattergood, Constable, | | 7 50 | |
| | P. P. Runyan, for arresting a fugative from justice, | | 98 55 | |
| | Brigade Inspector of Essex, 1 years salary, | | 30 00 | |
| | | | | 1,183 97 |
| | E. G. Corsen, 6 mo. pension, | | 30 00 | |
| 10. | John Reed, Constable, | | 2 25 | |
| | Brigade Inspector of Bergen, for salary, | | 30 00 | |
| | E. Dollas, Constable, | | 7 50 | |
| | | | | 69 75 |
| 11. | William Thompson a member of Council, | | 214 25 | |
| | John W. Mickle, | do | 214 00 | |
| | Joshua Brick, | do | 227 00 | |
| | William Wilson, | do | 209 00 | |
| | Jephthah B. Munn, | do | 224 00 | |
| | Jeremiah Leaming, | do | 239 00 | |
| | David Ryerson, | do | 225 50 | |
| | C. B. Zabriskie, | do | 228 50 | |
| | Stephen D. Day, | do | 222 50 | |
| | Samuel Humphreys, | do | 224 00 | |
| | | | | 2,227 75 |
| | Charles Stokes, | do | 209 60 | |
| | Charles Sitgreaves, | do | 251 50 | |
| | Thomas Arrowsmith, | do | 217 40 | |
| | John Perrine, Jr. | do | 211 10 | |
| | D. B. Ryall, Speaker of Assembly, | | 231 95 | |
| | Joseph Rogers, member, | do | 212 00 | |
| | Moses Wills, | do | 206 75 | |
| | Joshua Shay, | do | 233 00 | |
| | Joseph Endicott, | do | 251 00 | |
| | | | | 2,024 30 |
| | Hudson Springer, | do | 224 00 | |
| | James W. Wade, | do | 221 00 | |
| | Thomas E. Hunt, | do | 227 00 | |
| | A. C. Jobs, | do | 215 60 | |

Dr. *Charles Parker, Treasurer.*

| 1836. | | Dols. | Cts. |
|---|---|---|---|
| | Amount brought forward, | 62,914 | 26 |

| CONTRA. | | | CR. |
|---|---|---|---|
| 1836. | | | Dols. Cts. |
| March 11. | Wilson Bray, member of Assembly, | 210 80 | |
| | Richard Thompson, do | 239 00 | |
| | Andrew Parsons, do | 229 40 | |
| | Ralph McCrowell, do | 218 00 | |
| | Wm. D. McKissack, do | 210 50 | |
| | | | 1,995 30 |
| | Michel Saunier, do | 226 40 | |
| | Jacob Flatt, do | 222 80 | |
| | Isaac Newcomb, do | 227 00 | |
| | Joseph N. Tuttle, do | 221 00 | |
| | Thomas G. Haight, do | 215 00 | |
| | Thos. Jones York, do | 224 00 | |
| | Ephraim H. Whittaker, do | 227 00 | |
| | John H. Hopper, do | 230 00 | |
| | John Strader, do | 227 00 | |
| | Samuel B. Lipincott, do | 215 00 | |
| | John D. Jackson, do | 230 00 | |
| | | | 2,465 20 |
| | Henry Hillard, do | 232 00 | |
| | Abraham Lydecker, do | 228 20 | |
| | Joseph Linn, do | 233 00 | |
| | Wm. Cook, do | 224 00 | |
| | George P. Molleson, do | 210 80 | |
| | James Cook, do | 227 00 | |
| | Wm. R. Cooper, do | 221 00 | |
| | Caleb H. Valentine, do | 219 50 | |
| | Isaac Quimby, do | 227 00 | |
| | Annaniah Gifford, do | 216 50 | |
| | Benjamin Davis, do | 189 50 | |
| | John Blanc, do | 213 80 | |
| | | | 2,642 30 |
| | Willliam Burtis, do | 209 00 | |
| | Thos. F. Budd, do | 209 30 | |
| | John Young, do | 221 00 | |
| | William Marshall, do | 206 00 | |
| | John Hall, do | 214 70 | |
| | Elias Runyon, do | 213 50 | |
| | Joseph Brown do | 210 20 | |
| | John J. Chetwood, do | 221 00 | |
| | George F. McDowell, do | 209 00 | |
| | | | 1,913 70 |
| | George Deacon, do | 208 10 | |
| | William Cruser, do | 207 50 | |
| | George Flummerfelt, do | 224 00 | |

Dr. *Charles Parker, Treasurer.*

| 1836. | | Dols. | Cts. |
|---|---|---|---|
| | Amount brought forward, | 62,914 | 26 |

| Contra. | | | Cr. |
|---|---|---|---|
| 1836. | | | Dols. Cts. |
| March 11. | James D. Westcott, Secretary of Council, | 243 50 | |
| | R. P. Thompson, Clerk of Assembly, | 570 88 | |
| | Thomas Combs, Door-keeper of Assembly, | 138 00 | |
| | Augustus Combs, assistant Door-keeper of Assembly, | 34 50 | |
| | Samuel Wooley, Sergeant-at-arms, | 138 00 | |
| | Joseph Potts, Engrossing Clerk, | 450 64 | |
| | Peter Foreman. Librarian, | 138 00 | |
| | | | 2,353 12 |
| | John Milledge, Door-deeper in Chancery, | 77 00 | |
| | Richard I. Bond, for loss by fire at Prison, | 422 16 | |
| | Robert E. Horner, allowance in incidental bill, | 17 04 | |
| | James D. Westcott, do | 41 30 | |
| | John Wilson, do | 24 32 | |
| | President and Directors of State Bk, at Trenton, do | 100 00 | |
| | Thomas Combs, do | 14 00 | |
| | Richard P. Thompson, do | 4 20 | |
| | Geo. Miller, do | 74 69 | |
| | Joseph W. Scott, do | 500 00 | |
| | Charles Parker, do | 654 29 | |
| | Samuel R. Hamilton, do | 3 87 | |
| | | | 1,932 87 |
| 12. | James T. Sherman, do | 17 04 | |
| | Wm. Curry, do | 3 17 | |
| | Daniel Childs, do | 46 31 | |
| | Charles B. Howell do | 18 00 | |
| | Andrew Newton, do | 4 37 | |
| | John R. Smith, do | 1 17 | |
| | Wm. A. Benjamin, do | 3 78 | |
| | David Johnston, do | 2 00 | |
| | Boswell & Clarke, do | 13 93 | |
| | B. Davenport, do | 24 50 | |
| | Hammit, Hutchinson & Weart, | 15 00 | |
| | E. Hendrickson, do | 1 98 | |
| | Thos. I. Combs, do | 8 62 | |
| | Wm. P. Sherman, do | 20 00 | |
| | Daniel Newbold, for loss by fire at | | |

Dr. *Charles Parker, Treasurer.*

| 1836. | | Dols. | Cts. |
|---|---|---|---|
| | Amount brought forward, | 62,014 | 26 |

| 1836. | CONTRA. | | | CR. Dols. | Cts. |
|---|---|---|---|---|---|
| March 12. | State Prison, | | 3 76 | | |
| | Daniel H. Combs, for allowance in incidental bill. | | 4 00 | | |
| | | | | 187 | 63 |
| | William R. Allen, Com. for building new Penitentiary, | | 5,000 00 | | |
| | Joseph Justice, for allowance in incidental bill, | | 707 03 | | |
| 18. | Anderson Lalor, a member of the General Assembly, | | 203 90 | | |
| | Samuel Wolley, for allowance in incidental bill, | | 18 00 | | |
| | R. Sterling, | do | 16 80 | | |
| | John Cook, | do | 24 30 | | |
| 19. | John Salter, 2 months pension, | | 10 00 | | |
| | Samuel Lipincott for loss by fire at State Prison, | | 15 97 | | |
| | Ralph Green, for allowance in incidental bill, | | 25 33 | | |
| 24. | Lydia Wood, for 6 mo. Pension, | | 20 00 | | |
| | | | | 6,041 | 34 |
| 30. | Sheriff of Bergen, for transporting 3 prisoners to State Prison, | | 63 00 | | |
| | John G. Ackerman, for 3 Inquisitions from Bergen, | | 27 91 | | |
| April 1. | Sheriff of Morris, for transporting a prisoner to State Prison, | | 22 40 | | |
| 5. | Joseph A. Yard, Keeper of State Prison, salary, | | 72 37 | | |
| | Richard Campbell, assistant Keeper, one 1-4 salary, | | 125 00 | | |
| | John H. Norton, | do | 75 00 | | |
| | William Vanhart, | do | 125 00 | | |
| | Samuel Lindecker, | do | 125 00 | | |
| | John Cunningham, | do | 125 00 | | |
| | Thomas Neal, | do | 125 00 | | |
| | | | | 885 | 68 |
| | J. T. Clark, Physician, | do | 18 75 | | |
| | Charles Sutterly, Clerk, | do | 137 50 | | |
| 6. | James S. Green, Law Reporter 6 mo. salary, | | 100 00 | | |
| 7. | John Salter, 1 mo. pension, | | 5 00 | | |
| 8. | James D. Westcott, for issuing Commissions, &c. | | 133 33 | | |

Dr. *Charles Parker, Treasurer.*

| 1836, | | Dols. | Cts. |
|---|---|---|---|
| | Amount brought forward, | 62,914 | 26 |

| 1836. | CONTRA. | | CR. Dols. Cs |
|---|---|---|---|
| | P. D. Vroom, Governor, for allowance in incidental bill, | 55 22 | |
| April 14. | Charles Dippolett, for loss by fire at State Prison, | 2 75 | |
| | Wm. R. Allen, Com. for building Penitentiary. | 5,000 00 | |
| | Jacob Kline, for 7 Inquisitions from Somerset, | 38 35 | |
| | A. Woodruff, loss by fire at prison, | 3 00 | |
| | | —— | 5,493 90 |
| 18. | Tuition and support of Deaf and Dumb in Philadelphia, for 6 mo. | 630 32 | |
| 20. | John Millidge, Sergeant-at-arms, in Chancery, | 7 00 | |
| 21. | James Wood, 4 Inquisitions from Morris, | 34 24 | |
| 26. | Nathaniel Saxton, Reporter in Chancery, 1 year's salary, | 200 00 | |
| 28. | Sheriff of Essex, for transporting 3 prisoners to State Prison. | 51 80 | |
| | Wm. Paul, loss by fire at Prison, | 2 59 | |
| | Wm. M. Gregg, do | 14 17 | |
| May 2. | Lydia Westbrook. 6 mo. pension, | 120 00 | |
| 5. | John Salter, 1 mo. pension, | 5 00 | |
| | | —— | 1,064 59 |
| | Lydia Wood, 6 mo. pension, | 20 00 | |
| | John Kester, 3 mo. pension, | 25 00 | |
| 6. | Jos. C. Hornblower, Chief Justice, 6 mo. salary, and holding Circuit, | 780 00 | |
| | Gore & Allison, printing Journal of Council, | 528 00 | |
| 10. | Josiah Harrison, allowance in incidental bill, | 10 00 | |
| | A. Allison, do | 8 46 | |
| 12. | J. M. White, Attorney General, 6 mo. salary, | 40 00 | |
| | | —— | 1,411 46 |
| 13. | Sarah Wood, 6 mo. pension, | 20 00 | |
| | Wm. R. Allen, Com. for building New Penitentary, | 5,000 00 | |
| 14. | John Meirs, loss by fire at Prison, | 2 64 | |
| | Daniel Blackwell, do | 13 27 | |
| 16. | Asher Atkinson, 8 Inquisitions from Hunterdon, | 66 18 | |

Dr. *Charles Parker, Treasurer.*

| 1836. | | Dols. | Cts. |
|---|---|---|---|
| | Amount brought forward, | 62,914 | 26 |
| April 13. | To received from School Fund, on loan for New Penitentiary, | 5,000 | 00 |

| 1836. | CONTRA. | | | CR. Dols, Cts. |
|---|---|---|---|---|
| | Sheriff of Middlesex, transporting a convict to prison. | 12 80 | | |
| May 16. | Collector of Warren, 8 Inquisitions, | 69 64 | | |
| 16. | G. H. Ford, Justice, &c. salary and Circuit fees, 6 mo. | 820 00 | | |
| | | | | 6,004 53 |
| 18. | T. C. Ryerson, do 3 Circuits, | 90 00 | | |
| 19. | Samuel B. Scattergood, Constable, | 6 75 | | |
| | Edmund Dollas, do | 6 75 | | |
| 20. | Henry D. Rogers, allowance in incidental bill, | 550 00 | | |
| | Joshua Brick, a member of Court of Appeals, | 36 00 | | |
| | Jephthah B. Munn, do | 33 50 | | |
| | Samuel Humphreys. do | 33 50 | | |
| | William Wilson, do | 18 00 | | |
| | John Perrine, Jr. do | 20 10 | | |
| | | | | 794 60 |
| | Wm. Thompson. do | 23 25 | | |
| | Chas. Sitgreaves, do | 29 00 | | |
| | John W. Mickle, do | 24 00 | | |
| | Charles Stokes. do | 18 60 | | |
| | Thos. Arrowsmith, do | 26 40 | | |
| | Stephen D. Day, do | 31 50 | | |
| | Jeremiah Leaming, do | 48 00 | | |
| | T. Combs, Door-keeper of do | 13 75 | | |
| | P. Forman, Librarian to do | 10 00 | | |
| | | | | 224 50 |
| | Philip I. Gray, allowance in incidental bill, | 7 00 | | |
| | James D. Westcott, services at | | | |
| | James D. Westcott, for copying and recording Journal, | 305 28 | | |
| | Court of Appeals. | 21 00 | | |
| 23. | C. B. Zabriskie, member of Court of Appeals, | 37 50 | | |
| | P. D. Vroom, governor, 6 mo. salary, | 1000 00 | | |
| | James Priest, loss by fire at prison, | 2 48 | | |
| 26. | Margaret Bodine, do | 2 48 | | |
| | | | | 1,375 74 |
| 28. | Joseph Kaighn, salary as Commissioner, &c. | 140 00 | | |
| June 9. | E. Sanderson, printing Chancery Re | | | |

*Charles Parker, Treasurer.*

| 1836. | | Dols. | Cts. |
|---|---|---|---|
| | Amount brought forward, | 67,914 | 26 |
| June 16. | Received from Camden and Amboy Rail Road, for transit duty, | 2,261 | 95 |

| 1835. | CONTRA. | | CR. Dols. Cts. |
|---|---|---|---|
| | ports, | 830 00 | |
| June 9. | John Salter 1 mo. pension, | 5 00 | |
| 13. | 5 Inquisitions from Monmouth, | 24 93 | |
| | John Blane, Brigade Major of Hunterdon, | 30 00 | |
| 15. | Sheriff of Sussex, transporting a convict to prison, | 32 00 | |
| 20. | Chief Justice, holding 2 Circuits, | 60 00 | |
| | B. Hunt, Inspector of Hunterdon Brigade, | 30 00 | |
| | | ——— | 1,151 93 |
| | E. Ward, do Morris, | 30 00 | |
| 21. | T. C. Ryerson, holding 3 Circuits, | 90 00 | |
| 24. | B. Connolly, printing the Votes and Proceedings, | 1133 00 | |
| | P. C. Vanderhoof, Brigade Major of Monmouth, | 30 00 | |
| 25. | Sheriff of Sussex, transporting 2 convicts to prison, | 39 20 | |
| | James D. Westcott, copying Laws, | 330 30 | |
| July 2. | Sheriff of Bergen, transporting convicts to prison, | 49 00 | |
| | Sheriff of Middlesex, do | 22 40 | |
| 5. | Joseph A. Yard, Keeper of Prison, 1-4 salary, | 250 00 | |
| | | ——— | 1,973 90 |
| | Charles Sutterly, Clerk of Prison, 1-4 salary, | 150 00 | |
| | Thomas Neal, assist. keeper, do | 125 00 | |
| | John Cunningham, do do | 125 00 | |
| | Saml. Snedicker, do do | 125 00 | |
| | Richard Campbell, do do | 125 00 | |
| | Wm. Vanhart, do salary, | 52 05 | |
| | Thos. German, do do | 21 25 | |
| | Egbert Burrows, do do | 53 00 | |
| | | ——— | 776 30 |
| | James T. Clarke, Physician, do | 18 75 | |
| | John H. Norton, assistant keeper, balance of salary, | 6 25 | |
| | Brigade Inspector of Middlesex, his salary, | 30 00 | |
| | Support and tuition of Deaf and Dumb, at N. York, | 560 00 | |
| 7. | John Salter, 1 mo. Pension, | 5 00 | |

*Charles Parker, Treasurer.*

| 1836. | | Dols. | Cts. |
|---|---|---|---|
| | Amount brought forward, | 70,176 | 21 |
| July 9. | Received from Camden and Amboy Rail Road, for transit duty, | 5,208 | 65 |
| 18. | Do do seventh dividend, | 6,000 | 00 |
| | | 11,208 | 65 |

| 1836. | CONTRA. | | CR. Dols. Cts. |
|---|---|---|---|
| July | 9. Wm. Boswell, printing Laws of 60th Session, | 896 00 | |
| | 15. Sheriff of Essex, transporting a convict to prison, | 22 80 | |
| | 18. Elias Vanârsdale, services as Master in Chancery, | 28 00 | |
| | | | 1,566 80 |
| | Wm. R. Allen, Commisioner, balc. of appropriation for prison, | 3000 00 | |
| | Samuel Sutphin, 3 mo. salary, | 12 50 | |
| | 19. Reuben Bicktell, four Settees for Council Chamber, | 26 00 | |
| | 25. James D. Westcott, issuing Commissions, &c. | 46 67 | |
| | Do do 3 mo. salary, | 12 50 | |
| | John Arnold, loss by fire at prison, | 1 68 | |
| | | | 3,099 35 |
| | 30. Daniel Fenton, books for Library, | 10 00 | |
| Aug. | 3. John Kester, 6 mo. pension, | 25 00 | |
| | John Salter, 1 mo. pension, | 5 00 | |
| | John Milledge, attending a Court of Chancery, | 13 00 | |
| | 4. Samuel Evans, 1 Inquisition, | 8 28 | |
| | Wm. D'Hart, collecting and covering Laws, | 63 60 | |
| | 5. Hugh Aggins, 6 mo. pension, | 30 00 | |
| | 9. Brigade Inspector of Sussex. | 30 00 | |
| | 23. Thompson Price, 6 mo. pension | 30 00 | |
| | Three Inquisitions from Morris, | 28 12 | |
| | Three do Hunterdon, | 36 43 | |
| | John Salter 1 mo. pension, | 5 00 | |
| | | | 283 83 |
| | Asa Jones, Sheriff of Hunterton, transporting a convict to prison, | 10 00 | |
| | One Inquisition from Hunterdon, | 8 24 | |
| | T. C. Ryerson, associate Justice, 6 mo. salary, &c. | 700 00 | |
| | James T. Green, Law Reporter, 6 mo. salary, | 100 00 | |
| Sept. | 10. John M. White, Attorney General, 6 mo. salary, | 40 00 | |
| | 19. Abijah Dodd, 6 mo. pension, | 25 00 | |
| | Two Inquisitions from Morris, | 16 65 | |
| | 24. Marshal of Trenton, taking a con- | | |

Dr. *Charles Parker, Treasurer.*

| 1836. | | Dols. Cts. |
|---|---|---|
| | Amount brought forward, | 81,384 86 |
| Oct. 12. | Received of Camden and Amboy Rail Road, for transit duty, | 6,805 56 |

CONTRA. CR.

| 1835. | | | Dols. Cts. |
|---|---|---|---|
| | vict to prison, | 00 40 | |
| Sept. 28. | Sheriff of Salem, do do | 28 80 | |
| 29. | Brigade Inspector of Somerset, his salary, | 30 00 | |
| Oct. 3. | James T. Clarke, Physician to State Prison, 1-4 salary, | 18 75 | |
| | | | 977 84 |
| | John Cunningham, assistant keeper, 1-4 salary, | 125 00 | |
| | R. Campbell, do | 125 00 | |
| | Egbert Burrows, do | 100 00 | |
| | Joseph A. Yard, do | 250 00 | |
| | Thomas Neal, do | 125 00 | |
| | Thomas German, do | 51 00 | |
| | S. Snedicker, do | 125 00 | |
| | Chas. Sutterly, Clerk, 1-4 salary, | 150 00 | |
| | John Salter, 1 mo. pension, | 5 00 | |
| | Sheriff of Bergen, transporting 2 convicts to prison, | 49 00 | |
| | Collector of Bergen, 11 Inquisitions, | 106 53 | |
| | | | 1,211 53 |
| | Distributing Laws, Votes and Proceedings, Rogers' Geological Report and Saxton's Chancery Reports, among the several counties, | 130 00 | |
| 10. | Charles Parker, Tresurer, 1 year's salary, | 1,000 00 | |
| 12. | One year's interest on loan to Trenton Bank, | 1,000 00 | |
| | Job Irick, Brigade Inspector of Burlington, salary, | 30 00 | |
| | John Salter, 1 mo. pension, | 5 00 | |
| | Interest on loan from School Fund, | 2,261 75 | |
| 14. | James D. Westcott, salary and issuing commissions, | 26 43 | |
| 18. | John Bacon, Tuition of Deaf and Dumb, in Philadelphia, | 640 00 | |
| | One Inquisition from Bergen, | 7 70 | |
| | | | 5,100 88 |
| 19. | Sheriff of Gloucester, transporting 5 prisoners to State prison, | 53 75 | |
| | Sheriff of Morris, do 2 do | 39 20 | |
| | Three Inquisitions from Monmouth, | 28 42 | |

Dr. *Charles Parker, Treasurer.*

| 1836. | | Dols. | Cts. |
|---|---|---|---|
| | Amount brought forward, | 88,190 | 42 |
| Oct. 20. | Received of Gov. Vroom, for amount paid for Pedlars' lisence, | 343 | 00 |
| | | 88.533 | 42 |
| 25. | Balance on settlement this day, | 10,306 | 08 |

Deposited as follows—

| | | |
|---|---|---|
| In Mechanic's & Manufacturer's Bank, | $6,310 | 08 |
| Trenton Banking Company, | 3,816 | 66 |
| Newark Banking and Insurance Com., | 100 | 00 |
| Belvidere Bank, | 10 | 24 |
| Allowance will be asked in incidental bill, | 69 | 10 |
| | 10,306 | 08 |

| CONTRA. | | CR. |
|---|---|---|
| 1836. | | Dols. Cts. |
| Transporting 2 prisoners from Somerville to State Prison, | 23 80 | |
| | | 145 17 |
| Balance due per contra, | | 10,306 08 |
| | | 88,533 42 |

We, the Committee of Council and Assembly, appointed to settle with the Treasurer of the State, do hereby certify, That we have examined the foregoing account current, and have compared the evidences relating thereto with the books in his office, do find the same correctly stated and balanced. They find in his hands a balance of ten thousand, three hundred and six dollars and eight cents standing to his credit in the several Banks as stated.

THOMAS ARROWSMITH, } *Committee*
A. PARSONS, } *of Council.*

MOSES WILLS, }
JOSEPH N. TUTTLE, } *Committee*
WM. C. ALEXANDER, } *of*
JOHN STRADER, } *Assembly.*
J. W. CALDWELL, }

Trenton, October 25th, 1836.

Dr. *Charles Parker, Treasurer, in Account Current with*

| 1835. | | | Dols. | Cts. |
|---|---|---|---|---|
| Oct. 27. | To balance in the hands of the Treasurer on settlement, | | | 7,419 09 |
| Dec. 30. | From Salem Banking Co. for tax on capital, | 151 93 | | |
| 1836] | | | | |
| Jan 1. | Princeton Bank, do | 300 00 | | |
| | State Bk of Elizabeth, do | 992 00 | | |
| | Mechanic's Bk at Newark do | 1,625 00 | | |
| 2. | Newark Banking and Insurance Company, do | 2,000 00 | | |
| 5. | Belvidere Bank, do | 200 00 | | |
| | State Bank at New Brunswick, do | 440 00 | | |
| | | | | 5,708 93 |
| 6. | Cumberland Bank. do | 260 12 | | |
| 7. | State Bank at Morris, do | 500 00 | | |
| | Semi-annual dividend on forty shares of Cumberland Bank, | 60 00 | | |
| | State Bank at Newark, for tax on capital, | 1,600 00 | | |
| | Farmer's and Mechanic's Bank at Rahway, do | 400 00 | | |
| | Sussex Bank, do | 204 50 | | |
| | | | | 3,024 62 |
| | Orange Bank, do | 500 00 | | |
| 8. | Farmer's Bank of New Jersey. do | 500 00 | | |
| | People's Bk of Paterson, do | 375 00 | | |
| 9. | Morris Canal and Banking Company. do | 5,000 00 | | |
| 10. | Commercial Bank of New Jersey, do | 150 00 | | |
| | | | | 6,525 00 |
| 15. | Merchants and Farmers Bank at Middletown, pd. tax, | 75 00 | | |
| | Interest on Pa. Stock for six months, | 2,327 50 | | |
| Feb. 4. | Six mo interest on stock of Philadelphia Co. Coms. | 1,250 00 | | |
| | Tax on Trenton Banking Company, | 1073 70 | | |
| April 1. | Sussex county, for interest on loan to this day, | 400 00 | | |
| 4. | One year's interest on loan to Hunterdon county, | 400 00 | | |
| | | | | 5,526 20 |

*The New Jersey School Fund.* CONTRA. CR.

| 1836. | | | | Dols. Cst. |
|---|---|---|---|---|
| April 4. | Paid Jacob Kline, Collector of Somerset for apportionment of Common Schools, | 1,321 43 | | |
| 14. | Nicholas Booream, Collector of Middlesex, for Com. Schools, | 1,626 68 | | |
| 16. | J. S. Halme, Burlington, do | 2,153 56 | | |
| 18. | Aaron Peck, Essex, do | 1,911 02 | | |
| 19. | E. H. Moore, Cumberland, do | 793 09 | | |
| 27. | R. M. Holmes, Cape May, do | 323 00 | | |
| May 2. | C. C. Zabriskie, Bergen, do | 1,299 92 | | |
| | James Wood, Morris, do | 1,568 01 | | |
| | John Dunlap, Salem, do | 1,078 30 | | |
| | | | | 12,075 01 |
| 5. | S. Webster, Gloucester, do | 1,689 63 | | |
| | W. J. Conover, Monmouth, do | 1,861 84 | | |
| 13. | D. Van Buskirk, Warren, do | 1,092 75 | | |
| 16. | A. Atkinson, Hunterdon, do | 2,267 92 | | |
| | Com. authorised to erect a new Penitentiary, for loan made for that purpose, | 5,000 00 | | |
| | David Ryerson, Collector of Sussex, for Common Schools, | 1,012 85 | | |
| Aug. 15. | Essex co. amt. of loan, &c. | 50,000 00 | | |
| | Loan to city of Newark, | 8,000 00 | | |
| Sept. 1. | Balc. of loan to city of Newark, | 2,000 00 | | |
| | | | | 72,924 99 |

Dr. *Charles Parker, Treasurer.*

| 1836. | | | Dols. Cts. |
|---|---|---|---|
| | Amount brought forward | | 28,203 84 |
| April 9. | Tax on Paterson Bank, capital, | 550 00 | |
| | Union Bank at Dover, do | 250 00 | |
| | On account of tax from Belville Bank, | 200 00 | |
| | Tax from State Bank at Camden, | 1,500 00 | |
| | Farmer's and Mechanic's Bank at New Brunswick, | 251 10 | |
| Aug. 1. | Principal of loan from Philadelphia Co. Commissioners, | 50,000 00 | |
| | Six months interest on Pennsylvania State stock, | 2,327 50 | |
| | | | 55,078 60 |
| | Seven months interest on stock issued by Philadelphia Co. Com. | 1,458 33 | |
| | Two semi-annual dividends on Trenton Bank Stock, | 319 20 | |
| 15. | Do Sussex Bank Stock, | 80 00 | |
| 22. | Three quarter yearly dividends on Newark Turnpike Stock. | 750 00 | |
| | One semi-annual dividend on Cumberland Bank Stock, | 60 00 | |
| Oct. 8. | Balc. of tax due from Belville Bank, | 89 25 | |
| | Tax from Mechanic's and Manufacturer's Bank at Trenton, | 250 00 | |
| 18. | One quarter yearly dividend on Newark Turnpike Stock, | 250 00 | |
| | One years interest on loan in Burlington county, | 600 00 | |
| | Interest on loan for erecting new Penitentiary, | 2,261 75 | |
| | | | 6,118 53 |
| | | | 89,400 97 |
| Oct. 25. | To balance on settlement this day, | | 4,400 97 |

| CONTRA. | CR. |
|---|---|
| 1836. | Dols. Cts |
| Amount brought forward, | 85,000 00 |
| Balance, | 4,400 97 |
| | 89,40097 |

We, the committee of Council and Assembly, appointed to settle with the Treasurer of the State, do hereby certify, That we have examined the foregoing account current and the evidences relating thereto, and have compared the same with books in his office, in which the School Fund accounts are kept, and that the same is in all things correct, and that the same is correctly stated and balanced, and that the balance in the hands of the Treasurer, is four thousand four hundred dollars and ninety-seven cents, standing to his credit in the several Banks as stated in the report herewith made.

THOMAS ARROWSMITH, } *Committee*
A. PARSONS, } *of Council.*

MOSES WILLS. }
JOSEPH N. TUTTLE. } *Committee*
WM. C. ALEXANDER, } *of*
JOHN STRADER. } *Assembly.*
J. W. CALDWELL, }

Trenton, October 25th, 1836.

*A Summary Statement from*
CHARGES.

| 1836. | | | Dols. Cts. |
|---|---|---|---|
| Oct. 27. | Balance this day standing to credit of Gen. Charger, | | 8.866 76 |
| | Loaned from School Fund, | 5,000 00 | |
| | Forfeited Recognizance, | 47 50 | |
| | Pedlars' Lisence, | 343 00 | |
| | Transit duty and guarantee received, | 25,276 16 | |
| | Dividends on Rail Road Stock, 6th and 7th, | 9,000 00 | |
| | State Tax received from the several counties, | 40,000 00 | |
| | | | 79,666 66 |
| | Presbyterian Congregation at Paterson, note for | 150 00 | |
| | Stocks of Canal and Rail Road. valued at | 200,000 00 | |
| | | | 200,150 00 |
| | | | $288,683 42 |
| Oct. 27. | To balc. on settlement in the Treasury, Deposited | | 10,306 08 |
| | Mechanic's and Manufacturer's Bank, | $6,310 08 | |
| | Trenton Banking Company, | 3,816 66 | |
| | Newark Banking and Insurance Com. | 100 00 | |
| | Belvidere Bank, | 10 24 | |
| | To be accounted for in incidental bill, | 69 10 | |
| | | $10,306 08 | |

*The Treasurer's Books.*

ALLOWANCES.

| 1836. | | | Dols. | Cts |
|---|---|---|---|---|
| Inquisitions, | 1,048 | 42 | | |
| Transportation, | 887 | 05 | | |
| State Account, | 2,465 | 66 | | |
| Legislature, | 20,269 | 47 | | |
| Incidentals, | 4,259 | 22 | | |
| Pensions, | 627 | 50 | | |
| Jurisdiction, | 97 | 57 | | |
| Salaries, | 8,487 | 50 | | |
| Constables, | 45 | 75 | | |
| Deaf and Dumb, | 2,503 | 65 | | |
| Militia Account, | 587 | 77 | | |
| State Prison, | 4,333 | 55 | | |
| State Library, | 31 | 20 | | |
| New Penitentiary, | 28,401 | 75 | | |
| Printing Account, | 3,755 | 28 | | |
| Unliquidated Account, | 26 | 00 | | |
| | | | 78,227 | 34 |
| Due from Presbyterian Congregation at Paterson, | 150 | 00 | | |
| Railroad and Canal Stock on hand, | 200,000 | 00 | | |
| | | | 200,150 | 00 |
| Balance due per contra, | | | 10,306 | 08 |
| | | | 288,683 | 42 |

## SUMMARY STATEMENT OF SCHOOL FUND.

| | RECEIPTS. | PAYMENTS. | TOTAL. |
|---|---|---|---|
| Balance in the Treasury October 27th, 1835, | 7,419 09 | | 8,000 00 |
| Loan to Hunterdon county, | | | |
| Interest for 1 year at 5 per cent, on 2d item, to 1st of April, 1836, | 400 00 | | 2,000 00 |
| 40 shares of Cumberland Bank stock, | | | |
| 2 semi-annual dividends on 4th item at 3 per cent. to 1st July, 1836, | 120 00 | | 1,000 00 |
| 20 shares of Sussex Bank stock, | | | |
| 2 semi-annual dividends up to 1st of August, 1836, | 80 00 | | 12,500 00 |
| East Jersey Rail Road stock, | | | |
| 4 quarter yearly dividends on 8th item to 1st inst. | 1,000 00 | | 3,990 00 |
| 133 shares of Trenton Bank stock, | | | |
| 2 semi annual dividends to 1st July, 1836, | 319 20 | | |
| Received principal of stock of Philadelphia Co. Commissioners, | 50,000 00 | | 12,000 00 |
| Loan on Bond and Mortgage in Burlington county, | | | |
| Received interest for 13 months on 12th item at 5 per cent. | 2,708 33 | | |
| Do one year's interest to 1st April, on 4th item, | 600 00 | | 93,100 00 |
| Pennsylvania State fives, amount of, | 4,655 00 | | 8,000 00 |
| 1 year's interest at 5 per cent. on 16th item, | | | |
| Loan to Sussex County, | 400 00 | | 48,317 29 |
| 1 year's interest on 18th item to 1st April, 1836, | | | |
| Loan to State to build Penitentiary, | | | |
| Interest on 20th item to 1st October, | 2,261 75 | | |
| Amount of Bank Tax received, | 19,437 60 | | |
| Paid the several Counties for the use of Common Schools, | | 20,000 00 | |

| | | | | |
|---|---|---|---|---|
| Paid for construction of Penitentiary on loan, | | | 5,000 00 | |
| Paid to Newark City on loan, | | | 10,000 00 | 10,000 00 |
| Paid to Stephen D. Day and others on loan, | | | 50,000 00 | 50,000 00 |
| | | $89,400 97 | $85,000 00 | $248,807 29 |
| | | 85,000 00 | | |
| Balance, | | $4,400 97 | | |
| Tax due from N. Brunswick Bank, Mech's Bank at Paterson, and Washington Bank, | | | | 1,267 30 |
| Deposits in Mechanics and Manufacturers' Bank, | 1,639 11 | | | |
| Trenton Bank, | 2,282 62 | | | |
| Newark Banking and Insurance Co. | 419 24 | | | |
| Cumberland Bank, | 60 00 | | | 4,400 97 |
| | | Total amount of fund, | | $254,575 56 |

Which was ordered to lie upon the table.

Mr. Jobs, from the committee appointed to enquire into the expediency of having the bills relating to the revised Orphans' Court System printed, reported that but forty-six copies of the said bills could be found.

On motion,

Resolved, That when this House adjourns, it adjourn to meet to-morrow morning at nine o'clock.

The bill entitled "An act to incorporate the Bordentown Bank, of the county of Burlington, to be located within the borough of Bordentown,"

Was taken up, read a second time by sections, amended and agreed to,

And ordered to be engrossed for a third reading.

After which the House adjourned to to-morrow morning at nine o'clock.

---

FRIDAY, November 4th, 1836.

At nine o'clock the House met.

A message from Council, by Mr. Westcott their Secretary, informed the House, that

Council have agreed to the concurrent resolution from the House of Assembly, for the appointment of a joint-committee to enquire into the expediency of the State subscribing for the stock to which they are entitled on the New Jersey Rail Road and Transportation Company,

And have appointed Messrs. Arrowsmith and Smallwood, members on their part.

Council have passed the following bills, viz:—

"An act to confirm the sale of certain real estate of the late Robert Morris, deceased, by the surviving trustee, and to appoint trustees to sell such parts of the real estate of said dec'd. as remains unsold," and "An act to authorise the reception of the Surplus Revenue of the United States," without amendment.

Council have passed a bill, entitled "An act vesting in Nathaniel Budd, all the right and title of the State of New Jersey to a certain tract of land under water, in the Hudson River, in the county of Bergen, and State of New Jersey,"

To which bill the assent of the House of Assembly is requested.

The bill from Council entitled "An act vesting in Nathaniel Budd all the right and title of the State of New Jersey to a certain tract of land under water, in the Hudson river, in the county of Bergen, and state of New Jersey," was taken up, read and ordered a second reading.

Mr. Valentine presented a petition from the Belvidere Delaware Rail Road Company, praying for additional privileges, which was referred to Messrs. Valentine, Flatt and Brown.

Mr. Valentine called up No. 18 of unfinished business, being a bill entitled "An act to incorporate the Warren County Bank," and the same was referred to Messrs. Valentine, Pierson and Pettit.

On motion of Mr. Chetwood,

Ordered, That a private amendment be made to the bill passed by the House yesterday, entitled "An act authorising the Chosen Freeholders of the county of Essex to loan money," by striking out the word "loan" in said bill, and inserting in lieu thereof the word "borrow."

Ordered, That the Clerk inform Council that the House have ordered said private amendment to be made, and request the concurrence of Council in said order.

The engrossed bill entitled "An act making further appropriation for the completion of the new State Penitentiary," was taken up, read a third time by sections and compared,

And upon the question, shall this bill pass?

It was decided in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fries, |
| Bleecker, | Gifford, |
| Bray, | Hull, |
| Brown, | Hunt, |
| Blane, | Jobs, |
| Burtis, | Johnes, |
| Chetwood, | Logan, |
| Corsen, | Larason, |
| Doremus, | Ladow, |
| Dellicker, | Molleson, |
| Dickerson, | Ogden, |
| Duryee, | Pierson, |
| Edgar, | Pettit, |
| Fenimore, | Riggs, |
| Flatt, | Richards, |
| Flummerfelt, | Strader, |

| | |
|---|---|
| Messrs. Springer, | Messrs. Wade, |
| Tuttle, | Wills, |
| Talmadge, | Young,—38. |

NAYS.

| | |
|---|---|
| Messrs. Haight, (Sp,) | Mr. Valentine.—3. |
| Linn, | |

Ordered that the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill, and request their concurrence.

The engrossed bill entitled "An act to provide for the election of a member in Congress, to supply the vacancy occasioned by the resignation of Philemon Dickerson, esquire," was taken up, read a third time and compared,

And upon the question shall this bill pass?

It was determined in the affirmative unanimously.

Ordered that the Speaker sign the same, and that the Clerk carry the same to Council, and inform them that the House have passed said bill, and request their concurrence.

Mr. Logan offered the following:

Resolved, That when this House adjourns, it adjourn to meet on Monday afternoon next, at three o'clock.

And upon the question of agreeing to the same, the yeas and nays were called for and ordered;

Whereupon, the House agreed to the said resolution, by yeas and nays, as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt, |
| Bleecker, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Logan, |
| Chetwood, | Lalor, |
| Corsen, | Ladow, |
| Dickerson, | Molleson, |
| Duryee, | Ogden, |
| Flatt, | Pierson, |
| Fries, | Pettit, |
| Haight, (Sp.) | Riggs, |

| | |
|---|---|
| Messrs. Richards, | Messrs. Talmage, |
| Springer, | Wade, |
| Seely, | Wills,—29. |
| Tuttle, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hull, |
| Brown, | Linn, |
| Blane, | Larason, |
| Doremus, | Strader, |
| Dellicker, | Valentine, |
| Edgar, | Young,--13. |
| Flummerfelt. | |

The bill entitled "An act to relieve Jonathan Morgan, of the county of Morris," was taken up, read a second time and agreed to, and ordered to be engrossed for a third reading.

Mr. Wills, with leave, presented the petition of Edward Horn, guardian of Amos Forsyth, for a law to authorise the sale of real estate of said ward, which was read and referred to Messrs. Wills, Wade and Hull.

The Speaker communicated to the House an invitation from the Corporation and citizens of Newark, inviting the members of both Houses of the Legislature to visit and partake of the hospitalities of that city.

On motion of Mr. Tuttle,

Ordered, That the said invitation be accepted.

Ordered, That the Clerk communicate to Council the invitation received by the House, and inform Council that the House has accepted the same.

The House adjourned to Monday afternoon at three o'clock.

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MONDAY, November 7, 1836.

At three o'clock the House met.

Upon calling the House to order, no quorum of members appearing,

The House adjourned to to-morrow morning at ten o'clock.

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TUESDAY, November 8, 1836.

At ten o'clock the House met.

The Speaker laid before the House the following communication from the Governor elect.

To the Hon. J. B. Munn, Esq. Vice President of Council and Thos. G. Haight Esq., Speaker of the House of Assembly of New-Jersey;

GENTLEMEN,

I have this day received your communication of the third instant, informing me that I was chosen Governor of the State of New-Jersey.

It is an office which I have not presumed to seek, nor can I consistently with my sense of duty decline it.

I will attend at the Council Chamber on Tuesday next, at ten o'clock in the forenoon, to take the necessary oaths, and to enter upon the duties of the office. In the mean time you will please accept for yourselves and tender to the bodies over which you severally preside my sincere acknowledgment for this instance of their confidence, and the assurance of my high respect and consideration.

PH. DICKERSON.

Nov. 5, 1836.

Mr. Valentine, from the Committee upon that subject reported a bill entitled "An act to incorporate the Warren County Bank," which was read and ordered a second reading.

Mr. Flatt, from the committee upon that subject reported a bill entitled "An act to incorporate the Bank of Plainfield in the County of Essex," which was read and ordered a second reading.

The engrossed bill entitled "An act to relieve Jonathan Morgan, of the county of Morris,"

Was taken up, read a third time and compared, and upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hall, |
| | Bleecker, | | Haight, (Sp.) |
| | Bray, | | Hunt, |
| | Brown, | | Jobs, |
| | Blane, | | Johnes, |
| | Burtis, | | Logan, |
| | Budd, | | Larason, |
| | Chetwood, | | Ladow, |
| | Conover, | | Molleson, |
| | Cooper. | | Ogden, |
| | Caldwell, | | Pierson, |
| | Corsen. | | Pettit, |
| | Doremus, | | Riggs, |
| | Dellicker, | | Richards, |
| | Dickerson, | | Saunier, |
| | Duryee, | | Strader, |
| | Edgar, | | Springer, |
| | Flatt, | | Seely. |
| | Flummerfelt, | | Talmage, |
| | Fenimore, | | Valentine, |
| | Fries, | | Wade, |
| | Gifford, | | Young,—44. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Davis, | Mr. | Linn,—3. |
| | Hull, | | |

Mr. Wills called up the report of the committee appointed to examine the Treasurer's accounts.

Whereupon the same was read and agreed to, and

On motion of Mr. Riggs, ordered, that three hundred copies be printed for the use of the House.

Ordered, that the Clerk inform Council that the House of Assembly have agreed to the said report, and request their concurrence.

Mr. Wills offered the following:

Resolved, That the Clerk inform Council that the House of Assembly is ready to go into Joint-Meeting for the purpose of appointing a Treasurer, and such other civil and military officers as may be necessary, and request Council to name time and place.

Which was agreed to.

The engrossed bill entitled "An act to relieve John Bartley, of the County of Somerset,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative, as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight, (Sp.) |
| Bleecker, | Hunt, |
| Bray, | Jobs, |
| Brown, | Johnes, |
| Blane, | Logan, |
| Burtis, | Ladow, |
| Budd, | Molleson, |
| Chetwood, | Pierson, |
| Conover, | Pettit, |
| Cooper, | Riggs, |
| Corsen, | Richards, |
| Doremus | Saunier, |
| Dellicker, | Strader, |
| Dickerson, | Springer, |
| Duryee, | Seely, |
| Edgar, | Talmage, |
| Flummerfelt, | Valentine, |
| Fries, | Wade, |
| Gifford, | Young,—39. |
| Hall, | |

NAYS.

| | |
|---|---|
| Messrs. Caldwell, | Messrs. Linn, |
| Davis, | Lalor, |
| Fenimore, | Ogden,—6. |

Ordered,

That the Speaker sign the same, and that the Clerk carry the same to Council, and inform them that the House of Assembly have passed said bill, and request their concurrence.

Mr. Chetwood called up the report of the Committee appointed to dispose of the printing of the Minutes of Council, the House and Joint-Meetings, the Laws, and Law and Chancery Reports,

Which was read a second time, and ordered to be engrossed for a third reading.

The bill from Council entitled "An act vesting in Nathaniel Budd all the right and title of the State of New Jersey to a certain tract of land under water, in the Hudson river, in the county of Bergen and state of New Jersey,"

Was taken up, read a second time and agreed to, and ordered a third reading.

On motion of Mr. Molleson,

The rules of the House were dispensed with, and the said bill was read a third time,

And upon the question, shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry it to Council and inform Council that the House have passed said bill without amendment.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Flatt, from the Committee upon that subject reported the bill from Council, entitled "A supplement to the act to incorporate the Camden Oil Manufacturing Company," without amendment.

Which bill was read and ordered a second reading.

Mr. Johnes called up the report of the Committee appointed to dispose of the current printing,

Which was read and agreed to, and ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott their Secretary, informed the House that Council have passed a bill from the House of Assembly entitled "An act to authorise trustees therein named, to sell real estate, the property of Thomas Grant, of the township of Nottingham, county of Burlington, deceased," without amendment.

Council have passed the following bills, viz:

"An act to authorise the administrators of the estate of Edward Z. Collings deceased, to convey certain real estate in the County of Gloucester."

An act to enable Samuel Davis and Magdalen his wife, of the county of Essex, to convey certain land therein described,

and to confirm deeds of conveyance, therein mentioned."

To which bills the assent of the House is requested.

Council will be ready to go into Joint-Meeting for the appointment of a Treasurer, and such other civil and military officers as may be necessary, at ten o'clock to-morrow morning, in the Assembly room.

The bill from Council entitled "An act to authorise the adminsitrators of the estate of Edward Z. Collings, deceased, to convey certain real estate in the county of Gloucester," was taken up, read and ordered a second reading.

The bill from Council entitled "An act to enable Samuel Davis, and Magdalen his wife, of the county of Essex, to convey certain lands therein described, and to confirm deeds therein mentioned," was taken up, read and ordered a second reading.

Mr. Dellicker presented the abstract of rateables from the county of Morris, which was ordered to lie upon the table.

The House then proceeded to make nominations, preparatory to Joint-Meeting, and after having gone through with the same,

The House adjourned to to-morrow morning at ten o'clock.

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WEDNESDAY, November 9, 1836.

At ten o'clock the House met.

Mr. Molleson presented the petition of a number of the inhabitants of Spottswood, in the county of Middlesex, praying for a law to incorporate a Bank to be located at that place, which was read and referred to Messrs. Molleson, Gifford and Richards.

Mr. Flummerfelt, from the committee upon that subject, reported a bill entitled "An act to defray incidental charges," which was read and ordered a second reading; and

Upon motion of Mr. Flummerfelt, the rule was dispensed with, and the said bill was read a second time, agreed to and ordered to be engrossed for a third reading.

Mr. Fenimore, from the committee upon that subject, reported a bill entitled "An act to incorporate the Farmer's and Mechanic's Bank of the city of Burlington," which was read and ordered a second reading.

The engrossed joint-resolution to dispose of the printing of the Minutes of both Houses, and of the Joint Meetings, the Laws, and Law and Chancery Reports, was taken up.

Whereupon Mr. Jobs moved that the consideration of the same be postponed, upon which motion the yeas and nays were called for and ordered;

And upon the question, shall the consideration of these resolutions be postponed?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fenimore, |
| Bleecker, | Gifford, |
| Bray, | Hull, |
| Brown, | Haight, (Sp.) |
| Burtis, | Jobs, |
| Budd, | Johnes, |
| Conover, | Linn, |
| Doremus, | Logan, |
| Dellicker, | Lalor, |
| Dickerson, | Riggs, |
| Davis, | Saunier, |
| Edgar, | Strader,—25. |
| Flummerfelt, | |

NAYS.

| | |
|---|---|
| Messrs. Blanc, | Messrs. Molleson, |
| Chetwood, | Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Richards, |
| Duryee, | Springer, |
| Flatt, | Seely, |
| Fries, | Talmage, |
| Hunt, | Valentine, |
| Larason, | Wade,—21. |
| Ladow, | |

The engrossed joint-resolution, disposing of the current printing, was taken up;

Whereupon, Mr. Chetwood moved that the consideration of the same be postponed, which motion was disagreed to.

The joint-resolution was then read and compared,

And upon the question, shall this joint-resolution pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Hull, |
| Bray, | Haight, (Sp.) |
| Brown, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Linn, |
| Conover, | Logan, |
| Doremus, | Lalor, |
| Dellicker, | Riggs, |
| Dickerson, | Saunier, |
| Davis, | Strader, |
| Edgar, | Valentine, |
| Flummerfelt, | Young,—27. |
| Fenimore, | |

NAYS.

| | |
|---|---|
| Messrs. Blair, | Messrs. Ladow, |
| Chetwood, | Molleson, |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Duryee, | Richards, |
| Flatt, | Springer, |
| Fries, | Seely, |
| Hunt, | Talmage, |
| Larason, | Wade,—20. |

The bill from Council entitled "An act to authorise the administrators of the estate of Edward Z. Collings, deceased, to convey certain real estate in the county of Gloucester," was taken up, read a second time and agreed to, and ordered a third reading.

A message from Council, by Mr. Westcott their Secretary, informed the House, that

Council have passed the bill from the House of Assembly, entitled

"An act to authorise Hugh B. Ely to sell and convey certain real estate of Docter John Wilson, deceased," with an amendment.

To which amendment the assent of the House of Assembly is requested.

Council have passed the bill from the House of Assembly, entitled

"An act for the support of the Government of this State," without amendment.

Council have approved of the report of the Joint-Committee appointed to settle the Treasurer's accounts.

The amended bill from Council, entitled "An act to authorise Hugh B. Ely to sell and convey certain real estate of Doctor John Wilson, deceased," was taken up, the amendment made in Council agreed to, and the same ordered to be engrossed.

On motion of Mr. Valentine,

Ordered, That the Clerk inform Council that the House of Assembly are ready to go into Joint-Meeting, and await the attendance of Council in the Assembly room.

On motion of Mr. Fenimore,

The rules of the House were dispensed with, and the bill entitled "An act to authorise the administrators of the estate of Edward Z. Collings, deceased, to convey certain real estate in the county of Gloucester,"

Was taken up, read a third time,

And upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

The two Houses then went into Joint-Meeting, and after progressing in the business of the same, the Joint-Meeting adjourned and the House came to order,

Mr. Valentine asked and obtained leave to introduce a bill entitled "An act to authorise Isaac G. Farlee and Samuel D. Stryker, executors of the last will and testament of John Prall, deceased, to pay over a certain legacy therein mentioned,"

Which was read and ordered a second reading.

After which the House adjourned to this afternoon at three o'clock.

---

A three o'clock the House met.

On motion of Mr. Flummerfelt, the rules of the House were dispensed with, and the engrossed bill entitled "An act to de-

fray incidental charges,"

Was read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Bleecker, | | Johnes, |
| | Brown, | | Larason, |
| | Blane, | | Lalor, |
| | Budd, | | Ladow, |
| | Conover, | | Molleson, |
| | Cooper, | | Ogden, |
| | Caldwell, | | Pierson, |
| | Doremus, | | Pettit, |
| | Dellicker, | | Riggs, |
| | Duryee, | | Richards, |
| | Davis, | | Saunier, |
| | Edgar, | | Strader, |
| | Flatt, | | Springer, |
| | Flummerfelt, | | Talmage, |
| | Fenimore, | | Valentine, |
| | Fries, | | Wade, |
| | Gifford, | | Wills, |
| | Haight, (Sp.) | | Young,—39. |
| | Hunt, | | |

NAYS.

Mr. Chetwood, Mr. Corsen,—2.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The re-engrossed bill entitled "An act to authorise Hugh B. Ely to sell and convey certain real estate of Doctor John Wilson, deceased,"

Was taken up, read and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House

of Assembly have agreed to the amendment made by Council to the said bill and have ordered the same to be re-engrossed.

The Speaker laid before the House the bond of Jacob Kline, and Thomas A. Hartwell, John M. Mann, William Thompson, William H. Sloan, and Charles Bartles. his sureties, for the due and faithful execution of his duties as Treasurer of the State,

Which bond was accepted.

Whereupon it was ordered, that the Clerk carry the same to Council, and inform Council that the House of Assembly have accepted the same and request their concurrence.

On motion of Mr. Valentine,

Ordered, That the Clerk inform Council that the House of Assembly are ready to go into Joint-Meeting, and await the attendance of Council in the Assembly room.

Mr. Chetwood called up the engrossed Joint-Resolution to dispose of the printing of the Houses, and of the Joint-meetings, the Laws, Law Reports and Chancery Reports.

Whereupon Mr. Jobs moved that the consideration of the same be postponed

Upon which motion the yeas and nays were called for and ordered,

And upon the question, shall the consideration of these resolutions be postponed?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Bleecker, | Gifford, |
| Brown, | Hull, |
| Budd, | Johnes, |
| Conover, | Linn, |
| Doremus, | Lalor, |
| Dellicker, | Riggs, |
| Dickerson, | Saumer, |
| Davis, | Strader, |
| Edgar, | Valentine, |
| Flummerfelt, | Wills, |
| Fenimore, | Young,—24. |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs, Corsen, |
| Chetwood, | Duryee, |
| Cooper, | Flatt, |
| Caldwell, | Fries, |

| | | | |
|---|---|---|---|
| Messrs. | Haight. (Sp.) | Messrs. | Pierson, |
| | Hunt, | | Pettit, |
| | Logan, | | Richards, |
| | Larason, | | Springer, |
| | Ladow. | | Seely, |
| | Molleson, | | Talmage, |
| | Ogden, | | Wade,—22. |

The two Houses then went into Joint-Meeting, and after going through with the business of the same, the Joint-Meeting rose and the House came to order.

Mr. Jobs moved that when this House adjourns it adjourn to to-morrow morning at nine o'clock,

Which was agreed to.

The House then adjourned.

---

THURSDAY November 10, 1836.

At nine o'clock the House met.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council have passed the bill from the House of Assembly entitled "A supplement to the act entitled an act to incorporate the Phœnix Manufacturing Company of Trenton, passed the ninth day of March, A. D. eighteen hundred and thirty-six." with an amendment.

To which amendment the assent of the House of Assembly is requested.

The amended bill from Council entitled "A supplement to the act entitled an act to incorporate the Phœnix Manufacturing Company of Trenton, passed the ninth day of March, A. D. eighteen hundred and thirty-six,"

Was taken up and the amendments agreed to, and said bill ordered to be re-engrossed.

Mr. Pierson presented a petition from the Morris and Essex Rail Road Company, praying for a subscription on the part of the State for a portion of the stock of said Company, or for a loan from the state:

Which was referred to Messrs Pierson, Conover and Valentine.

Mr. Blane presented the petition of Sarah Smith,

Which was referred to Messrs. Blane, Cooper and Fenimore.

Mr. Bray called up No. 26 of unfinished business, being a bill entitled "An act to incorporate the Hunterdon Rail Road Company," and the same was referred to Messrs. Bray, Cooper and Lalor.

Mr. Chetwood called up the bill from Council entitled 'An act to enable Samuel Davis and Magdalen his wife, of the county of Essex, to convey certain lands therein described, and to confirm deeds of conveyance therein mentioned," and while the same was under consideration,

Mr. Valentine moved that the further consideration of the same be postponed,

Which was agreed to.

Mr. Valentine, from the joint-committee upon that subject, reported as follows:

The Joint-Committee of Council and Assembly, appointed to settle the accounts of the State Prison, report the following as the result of careful investigation.

PROVISION ACCOUNT.

| | | |
|---|---|---|
| To amount of provision on hand on the 30th Sept. 1835, as per inventory and valuation then made, | | $331 99 |
| Amount expended for provision from that time to 1st October, 1836, | | 3,709 61 |
| Whole amount, | | 4,041 60 |
| From the above sum is to be deducted the amount of provisions sold by the Keeper, | $202 00 | |
| Value of provisions on hand as per inventory 30th September, 1836. | 458 70 | 660 70 |
| Leaving amt. expended for provisions, | | 3,380 90 |

CLOTHING ACCOUNT.

| | | |
|---|---|---|
| To amount of clothing on hand, 30th September, 1835, | | 384 70 |
| Amount expended from that time to the 1st October, 1836, | | 446 18 |
| Whole amount, | | 830 88 |
| From this is to be deducted the amount disposed of, | 17 61 | |

| | | |
|---|---|---|
| Amount of clothing on hand, 1st October, 1836, | 148 26 | 165 90 |
| Leaving whole amount expended for clothing, | | 664 98 |

INCIDENTAL ACCOUNT.

| | | |
|---|---|---|
| To amount of inventory 30th September, 1835, | | $192 09 |
| Amount expended as before, | | 676 39 |
| Whole Amount, | | $868 48 |
| Deduct for articles sold, | $15 07 | |
| Amount of inventory 1st October, 1836, | 126 88 | 141 95 |
| Leaving amount expended on this account, | | $726 53 |

FURNITURE ACCOUNT.

| | | |
|---|---|---|
| To amount of inventory 30th September, 1835, | | $760 32 |
| Amount expended up to 1st October, 1836, | | 153 43 |
| Whole amount, | | $913 75 |
| Deduct for furniture sold, | $1 33 | |
| Amount of inventory 1st October, 1836, | 542 74 | 544 07 |
| Amount of loss on this account for the year, | | $369 68 |

HOSPITAL ACCOUNT.

| | | |
|---|---|---|
| To amount of inventory 30th September, 1835, | | $43 13 |
| Amount expended up to 1st October, 1836, | | 61 08 |
| Whole amount, | | $104 21 |
| Deduct for articles sold, | $1 25 | |
| Amount of inventory 1st October, 1836, | 45 74 | 46 99 |
| Leaving amount expended on this account, | | $57 22 |

FUEL ACCOUNT.

| | | |
|---|---|---|
| To amount of inventory on 30th September, 1835, | | $12 75 |
| Amount expended on this account up to 1st October, 1836, | | 629 45 |
| Whole amount, | | $642 20 |
| Deduct for Coal, &c. sold during the year, | $99 37 | |
| Amount of inventory, 1st October, 1836, | 33 50 | 132 87 |
| Leaving amount expended for fuel, | | $509 33 |

PLASTER ACCOUNT.

| | | |
|---|---|---|
| To amount of inventory 30th Sept., 1835, | | $440 22 |
| Amount expended on this account, | | 2 40 |
| Whole amount, | | $442 62 |
| Deduct for Plaster sold, | $326 31 | |
| Amount of inventory 1st Oct., 1836, | 0 00 | 326 31 |
| Amount of loss on this account for the year, | | $116 31 |

WEAVING ACCOUNT.

| | | |
|---|---|---|
| To amount of inventory 30th Sept. 1835, | | $2,679 37 |
| Amount expended on this account during the year, | | 2,215 68 |
| Whole amount, | | $4,895 05 |
| This account to be credited with articles manufactured, &c. | $6,736 64 | |
| Amount of inventory 1st Oct. 1836, | 1,689 05 | 8.425 69 |
| Profit on this account, | | 3,530 64 |

SUNDRIES ACCOUNT.

| | | |
|---|---|---|
| To amount of inventory 30th Sept. 1835, | | $333 92 |
| Amount expended as before, | | 501 40 |
| Whole amount, | | $835 32 |
| This account is to be credited with work done, | $3,640 25 | |
| Amount of inventory 1st Oct. 1835, | 787 77 | 4,428 02 |
| Profit on this account, | | $3,592 70 |

CORDWAINER'S ACCOUNT.

| | | |
|---|---|---|
| To amount of inventory 30th Sept. 1835, | | $366 14 |
| Amount of materials purchased for this account during the year, | | 763 15 |
| Whole amount, | | $1,129 29 |
| This account to be credited with articles sold, | $2,135 04 | |
| Amount of inventory 1st Oct. 1835, | 193 71 | 2,328 75 |
| Profit on this account, | | $1,199 46 |

## SMITH FACTORY ACCOUNT.

| | | |
|---|---|---|
| To amount of inventory 30th Sept. 1835, | | $112 61 |
| Amount expended on this account, | | 15 40 |
| Whole amount, | | $128 01 |
| This account to be credited with work done, | $195 16 | |
| Amount of inventory 1st Oct. 1836, | 224 29 | 419 45 |
| Profit on this account, | | $291 44 |

## COOPERAGE ACCOUNT.

| | | |
|---|---|---|
| To amount of inventory 30th Sept. 1835, | | $117 28 |
| Amount chargeable to this account during the year, | | 94 97 |
| Whole amount, | | $212 25 |
| This account to be credited with articles sold, | $296 83 | |
| Amount of inventory 1st Oct. 1836, | 85 35 | 382 18 |
| Profit on this account, | | $169 93 |

## STONE SAWING ACCOUNT.

| | | |
|---|---|---|
| To amount of inventory 30th Sept. 1835, | | $25 87 |
| Amount expended on this account, | | 1 27 |
| Whole amount, | | $27 14 |
| This account to be credited with sawing Stone, | $3 04 | |
| Amount of inventory 1st Oct. 1836, | 24 58 | 27 62 |
| Profit on this account, | | $0 48 |

## INTEREST ACCOUNT.

| | |
|---|---|
| Amount credited to this account, being received, | $21 74 |
| Whole amount of earnings during the year, | 8,806 39 |
| Whole amount of expense, exclusive of salaries, | 5,824 95 |
| Gain or profit on prison operations, | 2,981 44 |
| Amount received or earned over the expense of keeping prisoners for the year, ending 30th of September, 1825, was | 4,005 72 |

| | | |
|---|---|---|
| Difference between the year 1836, and the one preceding, | | 1,021 28 |
| (Which is owing to the increase of expenses and losses this year; and not to a decrease of the earnings, as may be seen by referring to last year's report.) | | |
| The whole amount of earnings during the year, | | 8,806 39 |
| The whole amount of expenses, exclusive of salaries, from the 30th September, 1835, to 1st of October, 1836, | $5,824 95 | |
| Add to this for salary of principal keeper, | 1000 00 | |
| of Clerk, | 575 00 | |
| of 5 assistant keepers, | 2,455 25 | |
| of Guard, | 228 50 | |
| of Physician, | 75 00 | 10,158 70 |
| Being short of supporting itself and paying the expense of its officers, | | 1,352 31 |

It will be seen by reference to the foregoing report, that the earnings of the prison this year have been greater than the last year; and, also, that the actual loss upon the operations of the prison this year, has been greater than last year.

This, however, is satisfactorily accounted for to your Committee, by the present high prices of provisions, and by the fire which occurred at the prison in November last; which suspended the operations for a considerable length of time, and which injured many articles so that they have been inventoried at a less value this year than last.

| | | | |
|---|---|---|---|
| There were confined in the state prison on the 1st of October, 1835, | | 117 | Prisoners, |
| Since that period we have received | | 42 | |
| Making together, | | 159 | |
| Discharged during the same period, viz:— | | | |
| By expiration of sentence, | 30 | | |
| By President of the United States, | 3 | | |
| By pardon from Governor and Council, | 10 | | |
| Died in prison, | 3 | 46 | |
| Total in confinement 30th Sept. 1836, | | 113 | Prisoners. |
| 72 of which are white Males, | | | |
| 0 do Females, | | | |
| 36 Colored Males, | | | |
| 5 do Females, | | | |
| Total, 113 | | | |

On the 1st day of October, 1836, there were confined in the Prison one hundred and thirteen prisoners; of these seventy-two are white males, thirty-six colored males, and five colored females. There are ninety-four Americans, ten English, six Irish, one German, one Polander, and one Indian from the North West Coast of North America. Ninety-six are committed for the first offence, fourteen for the second, two for the third, and one for the fifth. Thirty-two are employed in weaving; ten in spooling; fifteen in shoemaking; two in tailoring; five in sewing, washing and binding shoes; two in baking; two in cooking; seventeen working at the new prison; eleven at trunk making; two at coopering; two working out; one as a carpenter, one in the dye house; one employed in the yard; one attending the sick; four in the hospital room; three in the cells, and two insane. Of the whole number, 15 have been sent from the county of Bergen; 30 from Essex; 7 from Sussex; 8 from Morris; 4 from Warren; 4 from Somerset; 8 from Middlesex; 7 from Monmouth; 3 from Hunterdon; 10 from Burlington; 8 from Gloucester; 4 from Salem; 1 from Cumberland, and 4 from the city of Trenton.

All which is most respectfully submitted.

J. C. SMALLWOOD, } *Committee of*
WALTER KIRKPATRICK, } *Council.*

CALEB H. VALENTINE, }
G. P. MOLLESON, } *Committee*
WILLIAM LOGAN, } *of*
ELIAS P. SEELY, } *Assembly.*
WILSON BRAY, }

Which was read in part, and

On motion of Mr. Wade, the further reading was dispensed with, and the same ordered to be printed.

On motion of Mr. Alexander, the rules of the House were dispensed with, and the re-engrossed bill entitled "A supplement to the act to incorporate the Phœnix Manufacturing Company of Trenton, passed the ninth day of March, A. D. eighteen hundred and thirty six,"

Was taken up, read and compared, and on the question, shall this re-engrossed bill pass?

It was decided in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hull, |
| Bleecker, | Haight, (Sp.) |
| Blane, | Hunt, |
| Burtis, | Jobs, |
| Chetwood, | Johnes, |
| Conover, | Linn, |
| Cooper. | Logan, |
| Corsen. | Molleson, |
| Doremus, | Pierson, |
| Dellicker, | Pettit, |
| Dickerson, | Riggs, |
| Duryee, | Saunier, |
| Edgar, | Strader, |
| Flatt, | Springer, |
| Fries. | Talmage, |
| Gifford, | Valentine, |
| Hall, | Wade,—34. |

NAYS.

Mr. Caldwell, Mr. Ogden,—2.

A message from Council by Mr. Westcott, their secretary, informed the House that Council have passed a bill entitled "An act supplementary to an act entitled an act to incorporate the Paterson Fire Insurance Company of Passaic,"

And request the concurrence of the House of Assembly.

The bill from Council entitled "An act supplementary to an act entitled an act to incorporate the Paterson Fire Insurance Company of Passaic,"

Was taken up, read and ordered a second reading.

On motion of Mr. Chetwood, the rules of the House were dispensed with, and the said bill was read a second time and agreed to, and ordered a third reading.

And on motion of Mr. Chetwood, the rules were again dispensed with, and the said bill was read a third time,

And upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry it to Council and inform Council that the House have passed said bill without amendment.

On motion of Mr. Saunier,

The House adjourned to meet again on the third day of January next.

# ADJOURNED SITTING.

TUESDAY, January 3, 1837.

Pursuant to adjournment, the House met this day and formed a quorum. The Speaker being absent, the Hon. Wm. G. Burtis, of Monmouth, was chosen Speaker pro tempore, who took the chair accordingly,—after which the House adjourned.

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WEDNESDAY, January 4, 1837.

At ten o'clock the House met.

Mr. Strader presented a petition from Bartholomew Lott, praying for a pension for revolutionary services,

Which was read and referred to Messrs. Strader, Corsen and Larason.

Mr. Burtis presented a petition from the Commissioners of wrecks of Monmouth county, praying for an additional supplement to the laws concerning wrecks,

Which was read and referred to Messrs. Burtis, Valentine and Tuttle.

Mr. Jobs presented a petition from the heirs of Moses Moore, praying for a law to authorise the sale of certain real estate;

Which was read and referred to Messrs. Jobs, Young and Corsen.

Mr. Tuttle presented a remonstrance from the executors of Harmonus Speer, deceased, against the passage of a bill to authorise the sale of certain real estate, devised by said deceased to his daughter, Magdalen Davis; which remonstrance was ordered to lie on the table.

Mr. Bleecker presented a petition from Jacob Sisco, praying a peneion for revolutionary services;

Which was read and referred to Messrs. Bleecker, Hunt and Flatt.

Mr. Bleecker presented a petition from Tunis Felter, praying a pension for revolutionary services;

Which was read and referred to Messrs. Bleecker, Springer and Brown.

Mr. Springer asked and obtained leave to introduce a bill entitled "An act concerning the Marsh and Meadow lying between the fast land of John Somers, on Oldman's Creek, and the fast land of Benjamin Pedrick, on the river Delaware, in the township of Upper Penn's Neck, county of Salem," which was rerd and ordered a second reading.

Mr. Wills offered a concurrent resolution for the appointment of a joint committee of Council and Assembly, to wait upon his Excellency, the Governor, and inform him that both Houses had met, and were ready to receive any communication which he might be pleased to make;

Which was read and agreed to, and Messrs. Wills, Seely and Logan, appointed the committee on the part of the House.

Ordered, That the Clerk carry the said resolution to Council and inform them of its passage, request their concurrence therein, and the appointment of a similar committee on their part.

Mr. Tuttle moved that the following amendment be made to the fifth section of the rules of the House, to come in at the close of the second paragraph;

*Provided*, That all public bills shall be first called up for consideration by the Speaker, in the numerical order in which they were severally introduced.

Which amendment was ordered to lie upon the table.

The list of bills upon a second reading was then taken up, and the same having been gone through with,

The House adjourned to this afternoon at three o'clock.

At three o'clock the House met.

Mr. Pierson presented a petition of Lydia J. Vanhouten, which was read and referred to Messrs. Pierson, Dickerson and Alexander.

A message from Council, by Mr. Westcott their Secretary, informed the House, that

Council have met pursuant to adjournment, and have proceeded to business.

Council have agreed to the concurrent resolution from the House of Assembly, appointing a joint committee to inform the Governor that both Houses have met, and are ready to receive any communication he may think proper to make; and have appointed Messrs. Stokes and Brick, members of the committee on their part.

Mr. Seely asked and obtained leave to introduce a bill entitled "An act to incorporate the Fairfield Beneficial Society of the county of Cumberland," which was read and ordered a second reading.

Mr. Flummerfelt asked and obtained leave to introduce a bill entiled "An act to authorise Christiana Angle to convey certain real estate," which was read and ordered a second reading.

Ordered, That the printing of the same be dispensed with.

Mr. Valentine asked and obtained leave to introduce a bill relative to the further distribution of the public arms, which was read and ordered a second reading and to be printed.

The Speaker laid before the House the Message of his Excellency the Governor, which was read as follow :

*To the Legislative Council and*

*General Assembly of the State of New-Jersey:*

GENTLEMEN:

In compliance with the requisitions of your joint resolution of February 1830, I beg leave to submit such remarks, as have occurred to me, in relation to the "resources, finances, laws and polity of the state;" and to recommend such measures in relation thereto, "as will, in my opinion, promote the happiness and prosperity of the people."

And, as to the first branch of the subject, I would premise that my enquiries have been limited to those resources of which we have already availed ourselves; without undertaking to investigate those rich and never-failing sources of wealth, which abound in our state, and which will very soon be brought to light and active use, under the enterprise of our citizens, aided by wise legislation.

Already, under the Act of February 26, 1835, we have a report of Professor Rogers, giving a general review of the mineral resources of our state, showing their vast extent, and the importance of prosecuting the investigation, until those resources shall be fully developed. I transmit copies of a letter from Professor Rogers, (to my predecessor) giving a brief sketch of his proceedings, upon the Geological survey during the last year. By which it appears that another year will be required to complete the undertaking. And I recommend that a sufficient further appropriation be made for that purpose.

As to the details of the finances of the state, and disbursements of the public money, I refer you to the accounts of the proper officers. By which it appears, that the receipts from all sources, during the last year ending the 25th of Oct. 1836, including the state tax of $40.000, amounts to the sum of $88.-533 42. And that the disbursements, during the same period, amount to $78,227 34. Leaving a balance in the treasury, on the 25th of October, 1836, of $10,306 08.

In this account of disbursements, is included the sum of $28,-401 75, paid on account of building the new penitentiary.—Leaving $49,825 59, as the amount properly chargeable for the support of government. This amount exceeds the usual annual expenditure for that purpose, by nearly $10,000; which is attributable to the unusual duration of the last session of the legislature, and the expenses incident thereto.

During the last three years, the state have contracted a debt in erecting the new penitentiary of about $68,000. The amount receivable annually under the guarantee of the Camden and Amboy Rail Road Company, is $30,000—The receipts from various other sources, may be safely estimated at $12,000; which, added to the state tax of $40,000, makes an aggregate amount of $82,000: exceeding the usual annual expense of government by $42,000. It is, therefore, obvious, that if the usual sum of $40,000 be imposed, as the state tax for the next two years, this debt of $68,000 may be extinguished in that time, by appropriating, for the purpose, the surplus revenue of the state over and above the amount to be applied for the support of government.

In estimating the amount to be received of the Camden and Amboy Rail Road Company at $30,000, (the amount guaranteed) I would remark, that hereafter it would exceed that sum. The transit duty for the first three quarters of the past year,

amounted to $14,276 16. The July dividend upon one thousand shares of their stock belonging to the state, and included in the guarantee, amounted to $6,000. If the transit duty upon the fourth quarter shall amount to $5,000—at which it is estimated—and the January dividend be the same as that of July, the amount will be $31,276 16. And to this must be added the duty on the business of the Canal, which may be safely estimated at $3,000; making an aggregate sum of $35,276 16. Exceeding the amount guaranteed by $1,276 14.

By which it appears, that hereafter, the state will not be limited by the amount guaranteed. But the receipts from that source, over and above the amount guaranteed, must of course depend upon the amount of business done upon the canal and rail road.

From this statement of our finances, it is evident that it will be unnecessary, for the current year, to raise by direct taxation from the people, an amount greater than has been usually raised in that manner, and I would recommend as a general rule, that all impositions upon the people, for the support of government, should be, as far as possible, uniform, both as to the objects of taxation and amount of tax, not fluctuating with every extraordinary excess or deficiency of the Treasury. But that all extraordinary receipts be applied to improve the condition of the people, by education, or in developing the resources of the state, by such investigations as may be necessary for that purpose.

At this time, there are thirteen pupils receiving the benefits of our act for the instruction of the indigent deaf and dumb, who absorb the whole of their annual appropriation, so that no other can be now admitted. I would suggest the propriety of increasing that appropriation, so that no one, of that unfortunate class of our fellow citizens, shall want the means of receiving all the benefits which can be obtained from these institutions established for that purpose.

It is a matter of some surprise, that but two persons have applied for the benefits of the act of last session, appropriating $2,000 for the instruction of indigent blind persons, inhabitants of this state. But, it is presumed, that the fund will find employment as soon as its existence becomes more generally known.

For information respecting the new State Penitentiary, I refer you to the report recently made by the Commissioners ap-

pointed to superintend the erection of that building; whereby it appears that it is finished, and has cost the state the sum of $193,012 87. It is an establishment which is creditable to the state, and to the taste of the architect, under whose direction it was built. As the services of the Commissioner are no longer required, it is proper that he should be relieved from the trust.

By the charter of the New Jersey Rail Road and Transportation company, the state have reserved the right to subscribe for one quarter of their capital stock, at any time within two years after the location of the road shall be fixed and determined, and filed in the office of the secretary of state. This privilege will expire before the next session of the Legislature. It is, therefore, proper that you should now act definitely upon the subject. As to the expediency of making the subscription, I forbear any remarks, as you have a joint-committee especially charged with the investigation of that matter.

Permit me earnestly to call your attention to the subject of our Common Schools. In a government like ours, whose permanence depends upon the intelligence and virtue of the people at large, it is the duty of the legislature to adopt such measures as may tend to elevate every citizen to that grade of intellect, which will enable him to perceive, and duly appreciate the beauties of our free institutions, and prepare them to defend those institutions, as well in the cabinet as in the field. For some years past, laudable efforts have been made to perfect a system of Common Schools in this state, which have been but partially successful, and they still require the fostering care of the Legislature.

The school fund, on the 27th of October, 1835, was estimated at $242,593 68. The sum of $20,000, which was applied for common school purposes for the year, was paid over to the several counties prior to the 25th of October, A. D. 1836. In the mean time, the fund had received from the interest of the stocks in which it was invested, and from the taxes applied for that purpose, the sum of $31,981 88. Exceeding the amount disbursed by $11,981 88; which, being added to the original fund, makes it about $254,575 56. In estimating the amount of this fund, the stocks in which it is invested, are taken at their nominal or par value; but they are, in fact, worth more than par, and yield nearly 6 per cent per annum upon the whole amount. A common impression prevails, that the want of entire success of the system arises from the want of sufficient funds to carry it into operation. But I would suggest, that, although the present fund may not be sufficient for the purpose, yet the

want of success may probably be attributable, at least in part, to the want of proper organization. In view of this suggestion, permit me to quote the opinion of Roger M. Sherman, esquire, of Connecticut, contained in a letter written by him upon the subject some years ago, when treating of the common schools in Connecticut, where the fund is so ample that the parents furnish no part to keep up the schools. He says:—"A public fund for the instruction of youth in common schools, is of no comparative worth, as a means of relieving want. A higher value would consist in its being made an instrument for exciting general exertion for the attainment of that important end. In proportion as it excites and fosters a salutary zeal, it is a public blessing. It may have, on any other principle of application, a contrary tendency, and become worse than useless. It may be justly questioned, whether the school fund has been of any use in Connecticut.

And the Rev. F. Wayland, Jr. President of Brown University, in a letter upon the same subject, treating of the effort of a legislative body, remarks—"It is generally supposed that effort should be directed to the accumulation and distribution of large funds, to be appropriated to this object. I am disposed to believe that this opinion is erroneous. Funds are valuable in this case, as a condiment, not as an ailment. They should never be so large as to render a considerable degree of personal effort on the part of the parent unnecessary. The universal law of Divine Providence, in the distribution of its favors, is on the principle of '*quid pro quo*.' The adoption of any other, except in the case of absolute helplessness, is, so far as I have observed, pernicious."

These are the views of gentlemen who have devoted much time to the subject, and are entitled to your serious consideration.

In order, however, to judge correctly of the defects of our system, and to propose the remedy for those defects, it is necessary to know the operation of that system. And for that purpose our law provides, that the school committees shall transmit to the clerks of the boards of chosen freeholders of their respective counties, statements, in writing, embracing the number of common schools in their respective townships; the number of scholars taught therein; the amount of money received from the township collector, and raised by the township, and the manner in which the same has been applied. Which statements are required to be condensed into a report by said clerks, and transmitted to the trustees of the school fund, to be laid before

the legislature. This part of the law, for years past, has been totally neglected; which furnishes sufficient evidence of the defect of our system; and, at the same time, closes that door to all information on the subject.

From these remarks, I conclude, that in order to enable you to act understandingly upon the subject, it is necessary that you should obtain more precise information, not only of the system of other states, and the manner of their operation, but with the manner of the operation of our own system. And for that purpose, I would recommend that a committee be appointed, with authority to collect all the information necessary to enable you to act effectually upon the subject.

Your early and serious attention should be directed to the subject of the deposite of the surplus revenue of the United States. The amount to be deposited in this state, will be nearly a million of dollars, to be received in equal quarterly amounts, commencing in the present month of January. And it is for you to devise the best means for the safe keeping of the same.

In order to form a correct judgment in this matter, it becomes necessary to inquire in the first place, upon what terms the state are to hold this deposite; and in the second place, how long it will probably remain with them.

The first branch of the inquiry is answered by referring to the terms of the act of Congress, authorising the deposite. It is to be received by the proper authority of the state, upon a certificate of deposite, "which certificate shall express the usual and legal obligations, and pledge the faith of the state for the safe keeping and repayment thereof. And shall pledge the faith of the state, receiving the same, to pay the said moneys, and every part thereof from time to time, whenever the same shall be required by the Secretary of the Treasury, for the purpose of defraying any wants of the public treasury, beyond the amount of five millions of dollars," with a proviso moreover, "that when said money, or any part thereof, shall be wanted by the Secretary to meet appropriations by law, the same shall be called for, in ratable proportions, within one year, as nearly as conveniently may be from the different states with which the same is deposited, and shall not be called for in sums exceeding $10,000 from any one state, in any one month, without previous notice of thirty days, for every additional sum of twenty thousand dollars, which may at any time be requested." By this law, it appears that the United States, instead of using the

state banks as depositories of their surplus funds, have directed the Secretary of the Treasury to deposit a part thereof with the several states, in certain proportions, to be held in deposite without interest, and to be subject to the order of the Secretary according to the terms of the act. Of course this fund should be so invested and secured, that it may be repaid to the United States whenever it shall be demanded, according to the conditions of the deposite, and that with the least inconvenience to the public.

But how long is this fund to remain in deposite? By the terms of the act, we are bound to pay "whenever the same shall be required by the Secretary of the Treasury for the purpose of defraying any wants of the public treasury beyond the amount of the five millions," &c.

That case, I presume, will not soon occur. Under the existing laws of the United States, their yearly receipts greatly exceed their disbursements; thereby creating a surplus to be deposited with the several states, or otherwise disposed of. It is presumed that no statesman would advocate a continuance of this system for the purpose of creating a surplus to be distributed. But the interest of the country requires that this system should not be too suddenly changed; and common prudence dictates the impolicy of reducing, at any time, the income from regular sources, below the ordinary expenses of government. And as it is upon such an event only that this deposite can be recalled, it may safely be concluded that it will remain until demanded, under the pressure of some extraordinary circumstances.

Under these impressions, and believing as I do, that the people at large are entitled to receive all the benefits which can be derived from this fund consistently with the obligation to return it in conformity with the provisions of the act, I would recommend that through the instrumentality of the trustees of the school fund, or other proper agents, it be loaned out upon interest, and upon proper security, in such manner as to benefit the people through the state as equally as the nature of the case will permit, and that the proceeds thereof be applied to increase the common school fund.

I observe by the public journals, that many applications are to be made for the establishment of new banks in the state.—This is a subject of deep and abiding interest to the country and one which is involved in serious difficulty. Banking institutions have become a part of our monetary system, and can-

not be dispensed with. But in judging of the necessity of their increase, we should not loose sight of the legitimate object of their creation, nor consider the present pressure in the money market, as an evidence of the necessity of the increase of banking capital. That pressure will probably cease in a great measure, as soon as that new class of borrowers of money, that has arisen from the vast purchases upon credit, of unproductive real estate, shall have complied with their contracts, or ascertained that they cannot comply with them, in either case they will cease to be borrowers.

According to the present method of doing business in this country, our merchants, manufacturers, and mechanics, usually sell upon credit. There should be sufficient banking capital to enable them, conveniently, to reduce those credits to cash. But when banking capital is applied to aid speculations in lands or stocks, it is diverted from its appropriate channel, and tends to produce the very state of the money market, which now exists, to the great prejudice of those for whose use those banks were established.

And whenever the banking capital of a country exceeds the amount required for its legitimate use, it uniformly creates that facility of getting money, which leads to excess, and which as uniformly terminates in a pressure, more or less destructive of the interests of the community.

In legislating upon this subject, permit me to urge upon your consideration the importance of securing to the public, the benefits of a specie circulation, in all the ordinary transactions of our fellow citizens. Let bank notes be drawn to their proper sphere, to aid the merchants and large dealers, in their negotiations and exchanges. This can be effected only by driving from circulation all small notes, and gold and silver must take their place. Already, notes below five dollars have disappeared under your legislation; and, although changes of this kind should be adopted with caution, and not made too rapidly, I would suggest that the interest of the country requires that notes of a higher denomination should be excluded from circulation. The situation of the country may not be such as to authorise the adoption of such a measure at this time; but in all legislation upon the subject, that object should be constantly kept in view.

As to corporations for manufacturing or other purposes, which may be considered of a private nature, as distinguished from those in which the public have a more direct and important interest, I am of opinion, that most, if not all, of the benefits to be

derived from such corporations, may be obtained by adopting a general law upon the subject regulating limited partnerships. And I would recommend the adoption of such a system, not only because I consider its results will be beneficial, particularly to the commercial and manufacturing portions of our state, but because such a system being open to all alike, will do away with at least one odious feature of those corporations, and its adoption will tend to prevent incessant legislation upon the subject.

But there are corporations of a more general and interesting nature, connected with the internal improvement of our state, by means of roads and canals, which will require your serious consideration. Without reference to any particular improvement of this kind, I would remark, that such corporations are generally entitled to your favorable consideration. It is through their agency, under the direction of our spirited and enterprising citizens, that our state can now boast of works of internal improvement that would do honor to any country or any age. And it is through their agency, that our treasury is supplied with funds, which under proper legislation, must very soon relieve the people from all taxation for the support of the Government of the state. But all experience shows, that, in giving encouragement to such undertakings, you cannot too carefully guard the interest of the public. And in legislating upon this subject, permit me, in closing this communication, most earnestly to recommend that you should be very cautious in pledging the faith of the state to any man, or set of men. But, when that faith is fairly pledged, let it never be broken; let its inviolability never be questioned.

PH. DICKERSON.

Trenton, January 3d, 1837.

*A sketch of what has been achieved towards the Geological Survey of New Jersey, during the past year.*

The Geological Survey of the state, has been prosecuted in accordance with the plan of investigation sketched in the report submitted to the legislature of last year. The researches of the past year, aiming to make known as early as possible, the more important mineral resources beneath the soil were necessarily superficial in certain districts, whereas the more recent investigations taking the advantage of the light thus previously acquired, have been conducted with an eye to more system and greater scientific accuracy. In place of *crossing* the strata, as hitherto in certain lines with a view to detect their more obvious contents and relative situation; they have this year been traced, also, *longitudinally*, in order to delineate on the map with precision their true boundaries, and to behold throughout their entire area every modification their rocks or mineral deposites might present.

Thus considerable pains were taken to determine with accuracy the limits of the green sand marl formation, and to designate the position of the valuable deposites of limestone, clay, &c., which accompany it in certain places. Something yet remains for investigation in that section of the state, however, which it is hoped another year will be adequate to accomplish. I mean some further labor of a chemical kind, applied to varieties of the marl, and some examinations by boring of the strata, on the limits of the marl region. Many localities of good agricultural marl not previously seen, have been visited this year, and fresh facts tending to strengthen confidence in the suggestions offered in the report of last year, have been collected from various points.

In like manner all the formations lying to the north-west of a line, from the Hudson river to Trenton, have been traced as far back as the south eastern base of the Blue Mountain, and much interesting information gathered respecting the ranges of the several rocks, and the distribution of their minerals, especial care being had to extend our knowledge of the belts of limestone, the insulated deposites of calcareous marl which occur, and those ores or minerals likely to be available in the hands of enterprising industry.

It is confidently believed that the additional accuracy given to our knowledge of the varied resources of this region, by the detailed examination they are now receiving, will be an ample compensation for whatever labor the exact delineation geologically of the teritory may cost. There are certain points

within the area mentioned, which will need revision before a connected description can properly go before the public, while also a number of chemical details are to be completed, touching the nature and value of some of the ores, marls, and other materials.

Considerable progress has been made in amassing specimens both from the marl strata and those of the northern half of the state, designed to form a cabinet for the better elucidation of the final report and geological map. It is hoped some preliminary steps in the selection and analysis of a portion of these specimens will be made this year, tending towards a speedy completion of the work.

Little doubt is entertained that for nearly all the branches of the geological survey, the exploration of the country, the analysis of specimens and the construction of the map and illustrative sections, one additional year will suffice.

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*My Dear Sir—*

The above general sketch is as much in detail as I deemed it expedient to make it in the absence of a completed map of the geology of the districts surveyed. Should the information of what we have done, which I here offer, meet your views, I shall feel sincerely gratified. I may mention in this place, that I have employed two competent and very dilligent assistants, throughout nearly the whole season, in tracing by my directions, or with me, the districts described above, and I may add, that the state will have the labor of myself, aided by an assistant during the winter, in the arduous operations of analasis belonging to the survey. These I am conducting when not in the field. Hoping to hear of your speedy restoration,

I remain, very respectfully,

Yours, &c.

HENRY D. ROGERS.

PETER D. VROOM, ESQUIRE.

On motion of Mr. Wills,

Ordered, That five hundred copies of the same, and the accompanying document, be printed.

Mr. Jobs presented the abstract of rateables for Somerset county, which was ordered to lie on the table.

Mr. Riggs presented the petition of John Sype and others, for a law to appoint a Commissioner to sell certain real estate; which was read and referred to Messrs, Riggs, Fries and Jobs.

The bill entitled "An act to authorise Isaac G. Farlee and Samuel D. Stryker, executors of the last will and testament of John Prall, deceased, to pay over a certain legacy therein mentioned,"

Was taken up, read a second time, agreed to, and ordered to be engrossed for a third reading.

On motion of Mr. Alexander,

Ordered, That so much of the Governor's Message as relates to the Surplus Revenue of the United States, be referred to the committee upon that subject.

Mr. Tuttle offered the following:

Resolved, (Council concurring.) That so much of the Covernor's Message as relates to the Common School System, be referred to a special committee of both Houses;

Which was read and agreed to, and Messrs. Tuttle, Riggs, Seely, Bray and Fenimore, were appointed said committee.

Mr. Tuttle offered the following:

Resolved, That the rule of this House relative to the list of bills and special reports, be modified and altered, by adding at the close thereof the following words:

"Provided, That in the said list the Clerk shall designate public bill by such title; that on the morning session of each day, they shall take precedence, and be first called in their numerical order; which was agreed to.

The House adjourned to to-morrow morning at ten o'clock.

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THURSDAY, January 5, 1837.

At ten o'clock the House met.

Mr. Molleson presented the petition of William Barricklo for a law to authorise the sale of certain real estate;

Which was referred to Messsrs. Molleson, Dellicker and Strader.

Mr. Valentine, from the committee to whom had been referred the petition of the Belvidere Delaware Rail Road company, praying for banking privileges, reported as follows:

# REPORT.

The Belvidere Delaware Rail Road Company, having asked for authority to increase its capital stock, and to apply a part of it to banking purposes, your committee were necessarily led to investigate the grounds on which the claim rested, and they found that the present scarcity of money, and the length of time required for completing rail roads, and the few that have as yet realized to the stockholders, a fair interest on the capital stock invested, have prevented the subscription of a sufficiency of stock, to ensure the early completion of the work in question. In looking at the advantages offered to the community by the proposed improvement, we were struck with the vast increase in the agriculture and manufactures of that fertile, productive and growing region, which the proposed rail road will open to market. There are few, if any, better grain growing regions in the United States, than that part of the Kittitany Valley which lies within the state of New Jersey, and is bounded by the Blue Mountain on the North, and the Musconetcong on the South.—The greater portion of this extensive section consists of limestone soil, yielding all the agricultual products of our country, and particularly wheat, in great abundance. In consequence of the increased growth of grain, mills for converting it into flour have also increased, several of which, in that valley, manufacture from ten to twenty thousand barrels of wheat and rye flour, and corn meal each per annum. During the past year one milling establishment in Belvidere, purchased upwards of 100,000 bushels of grain, and paid upwards of $3,000 for transporting it to canals to be sent to market, and a large amount of it was sent thither by the canal of a sister state. Add to this the amount of linseed oil, which is very considerable, and there will, perhaps, be found no other region of equal extent, in our own state at least, in which so large an amount of capital is employed, in purchasing and manufacturing grain, &c. as in this valley.

By the New Jersey Register, for 1837, it appears that in the single township of Greenwich, there are located seven merchant mills, eight country grist mills, four oil mills, six saw mills, and one wollen factory, the products of which are sent in part to New York, and in part to Philadelphia. And the aggregate value of manufactured articles which they are capable of producing, if fully occupied, during the whole year, may be estimated at nearly one million of dollars. The two other townships, Oxford and Knowlton, bordering on the river, including the products of Oxford furnace, are capable of producing, and actually produce, annually, manufactured products of the above de-

scription, to the amount of one and a half millions of dollars, and the adjacent inland townships which are tributary to them, will be found to increase the amount considerably.

The Kittitany valley also abounds with the greatest variety and quantity of the richest and best iron ores, which at present are worked to some extent, and are found to combine advantageously with the ores of West Jersey, and are much needed by the Iron works of the latter region. Limestone also abounds from the Hunterdon county line, to almost the base of the Blue Mountain. Were there better and more direct means of transportation afforded, much of both these valuable mineral productions would be used, to the great improvement of the agricultural, manufactures and intrinsic wealth of the state.

The lumbering establishments along and near the river Delaware are numerous, and depend on that stream for their supplies of logs; the season for purchasing which, is generally confined to a week or ten days in the spring, and a like period in the fall. To open a market at all seasons, to these important articles of trade, and in so doing, to carry them to or through the metropolis of our own state, is the object of the rail road in question. Under existing circumstances, the citizens of Warren county have, during the season of navigation, to make use of the Morris Canal to reach New York, or the Delaware division of the Pennsylvania Canal, to reach the tide waters of that stream; our sister state having hitherto given no facilities for connecting her canal with the river Delaware, or the internal improvements of New Jersey between Easton and Bristol. Even these channels of communication are imperfect, as they are closed during the winter season. All these imperfections the rail road will supply, and will draw in addition a large amount of trade and travelling from the neighboring districts in the state of Pennsylvania, especially during the time the canal is closed.

Add to this the extension of this line by means of the proposed and partly constructed rail roads in Pennsylvania, to the coal regions of the Lehigh, the Schuylkill, and the Lackawanna, and it will not only ensure to our citizens an ample supply of anthracite coal, but give them the means of intercommunication with the great west, and make our metropolis the thoroughfare for the travelling and trade of the Lake country, and ultimately, of the entire west, to the cities of New York and Philadelphia. If these objects can be effected, and if, in so doing, the citizens of a large and growing district of country can be accommoda-

ted with the capital necessary for carrying on their business, a great and public good will be attained.

Your committee deem it proper further to remark, that there is no bank located on or near the river Delaware from Trenton to Carpenter's Point, a distance of upwards of 120 miles, except the office of the New Hope Delaware Bridge Company, at Lambertville, little of the capital of which is now used in the place, as the committee are informed, being employed in the cities of New York and Philadelphia, where the officers principally reside—and the Bank at Belvidere, which has only a capital of $50,000 now in operation, the whole of which is scarcely sufficient for the lumber business alone of that thriving town. The numerous applications for banks on this line, are evidence of the want of those banking facilities which are almost indispensable for the grain and lumber trade; the purchases for which have to be made at particular seasons, and the returns therefor received throughout the year, as the raw material is manufactured and carried to market.

The loans for the purchase of logs and grain, may be regarded almost as secure as deposites of specie—the commodities always commanding *cash* in market, and giving, for their enhanced value produced by the labor bestowed, together with the profits earned, a balance in favor of the country against the cities where they are sold—thus enabling the local banks always to keep their paper at par in New York and Philadelphia.

For the support of this trade, our citizens have now to go, for bank accommodations, principally into the neighboring state of Pennsylvania. Thus giving that state the advantage of the revenue derived from the tax she imposes on her banking institutions.

The connection of these two objects, it is believed, will offer sufficient inducement to capitalists to invest the necessary funds for the purpose—as the banking capital will at once yield an interest on the amount employed, and thus compensate for the delay of a return on the capital invested in the rail road; whereas the rail road improvement affords an ample security to the community for the corporation meeting their pecuniary engagements as a bank.

The details of the bill are believed to be sufficiently guarded to save the public in their rights and interests—whilst the privileges conferred are sufficiently liberal to induce public spirited capitalists, to promote objects so vitally essential to the prosperity of the state,

CALEB H. VALENTINE, Chairman.

Ordered, That the same lie upon the table.

The bill accompanying said report, being a bill entitled "An act supplementary to the act entitled an act to incorporate the Belvidere Delaware rail road company," was read and ordered a second reading.

Mr. Wills from the committee upon that subject, reported a bill entitled "An act to authorise the sale of certain real estate of Amos Forsyth, a minor, in the township of Nottingham and county of Burlington," which was read and ordered a second reading.

Mr. Bleecker, from the committee upon that subject, reported a bill entitled "An act for the relief of Tunis Felter of the county of Morris," which was read and ordered a second reading.

Ordered, That the printing of the same be dispensed with.

Mr. Bleecker, from the committee upon that subject, reported a bill entitled "An act for the relief of Jacob Sisco, of the county of Morris," which was read and ordered a second reading.

Ordered, that the printing of the same be dispensed with.

Mr. Strader, from the committee upon that subject reported a bill entitled "An act for the relief of Bartholomew Lott, of the county of Sussex,

Which was read and ordered a second reading.

Ordered, that the printing of the same be dispensed with.

Mr. Burtis, from the committee on that subject reported a bill entitled, "A supplement to the act entitled an act concerning Wrecks, passed March 3d, 1820,"

Which was read and ordered a second reading, and to be printed.

Mr. Tuttle asked and obtained leave to present a petition from sundry citizens of Newark, praying for a Bank to be established at that place; which was read, and referred to Messrs. Tuttle, Davis, and Talmage.

Mr. Jobs asked and obtained leave to present the petition of Malachi McCollum, praying a pension for Revolutionary services: which was read and referred to Messrs. Jobs, Flummerfelt and Hall.

Mr. Burtis asked and obtained leave to present a petition from the heirs of George Corlies, deceased, praying a law to authorise the sale of certain estate, which was read and referred to Messrs. Burtis, Hunt, and Alexander.

Mr. Jobs, from the committee upon that subject, reported a bill entitled "An act to authorise the sale of the real estate of Moses Moore, deceased, late of the county of Somerset,

Which was read, and ordered a second reading.

Mr. Conover asked and obtained leave to present a petition from the heirs of Henry Wolcott, praying for a law to authorise the sale of certain real estate;

Which was read and referred to Messrs. Conover, Molleson and Pettit.

The bill entitled "An act to authorise Christiana Angle to convey certain real estate,"

Was taken up, read a second time and agreed to, and ordered to be engrossed for a third reading.

The House adjourned to this afternoon at three o'clock.

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At three o'clock the House met.

Mr. Seely presented a petition from sundry citizens of Cumberland county, praying for a law to submit the question of Convention or no Convention, to amend the Constitution of the state, to the people;

Which was read and referred to Messrs. Seely, Saunier and Molleson.

Mr. Linn presented the abstract of rateables for the county of Sussex, which was ordered to lie on the table.

Mr. Tuttle presented a petition from sundry citizens of Newark, praying for a Bank to be established at that place, which was read and referred to the committee on that subject.

Mr. Linn asked and obtained leave to introduce a bill, entitled "An act incorporating the Sparta Manufacturing Company, in the county of Sussex,"

Which was read and ordered a second reading.

Mr. Ladow presented a petition from a committee of the Board of Chosen Freeholders of Cumberland county, praying a law to authorise the erection of a Bridge, without a draw, over Dividing Creek;

Which was read and referred to Messrs. Ladow, Dellicker and Hull.

Mr. Wills, from the committee appointed to investigate the condition and affairs of the New Jersey Rail Road and Transportation Company, reported as follows:

The joint-committee of Council and Assembly, who were charged by a resolution passed at the last sitting of the Legislature with the duty of examining and investigating the condition and affairs of the New Jersey Rail Road and Transportation Company, the expenditures they have made on their work, the probable amount necessary for its completion, with the re-

venue now receiving by the company, and all such other facts as may aid the Legislature in deciding upon the subscription to the capital stock of the company, reserved by the charter, according to the best interests of the State," beg leave to report:

That they have during the late recess visited and examined the works and property of the company, and made a minute and careful investigation of their books of accounts and papers necessary for the full understanding of the various matters required by the foregoing resolution, and have unanimously agreed in submitting the following highly satisfactory statement of the result of their examination, which, in order to be as plain and intelligible as possible, exhibits each subject investigated by the committee in detail.

1. *Condition of the Work.*

The work is fully completed with a single line of rails, and an adequate number of turnouts, from the Raritan to the Passaic rivers, (a distance of 22¼ miles,) upon the most approved mode of structure, with heavy upright iron rails; on the whole of this distance, a locomotive engine has been used since the middle of last July, making three trips a day.

From the Passaic to the Hudson river, (a distance of about 8 miles,) the road is but partially finished. A single line of rails, however, has been laid on the permanent route of this portion of the work, from the Passaic to near the Hackensack river, and a double track about one mile east of the Hudson, and a temporary track on the intervening portion, viz: the Hackensack Bridge and Bergen Hill. Over the whole of this distance, cars have been used with horse power, since September 15th, 1834, making a trip each way every hour and a half during the day, besides a night line of three trips.

Throughout the whole route, the grade of the road is no where to exceed 26 feet to the mile, as will be seen by reference to the map and profile accompanying this report, it being understood that the entire distance between New York and Philadelphia, will admit of a rail road construction of this low gradation.

The parts which are incomplete are the Dock and place for depot at Jersey City, the deep cutting at Bergen Hill, the abutments of the Hackensack Bridge, the Bridge or Viaduct over the Raritan, and the extension of the road three miles south of the Raritan to the point of its termination. The work at these

several points is now in progress, with the prospect of being completed within one year. The cost of the unfinished portions, with the additional fixtures, and the right of way not yet obtained, is estimated by the chief Engineer, L. A. Sykes, at $300,416, as per paper marked A.

2. *Available Means of the Company.*

The capital stock subscribed and actually paid in, is $1,125,000, being $\frac{3}{4}$ of the whole capital. The remaining $\frac{1}{4}$ of the capital, amounting to $375,000 (the privilege of subscribing to which being reserved to the state, and of course not available,) the company, in order to proceed with the work without delay or interruption, have temporarily borrowed the sum of $158,082 14.

*Surplus lands*, which from motives of policy, or the necessity of the case, the company have purchased in connection with the right of way, and which are disposable by the company, are estimated to be worth at least $100,000.

*Debts* due the company and cash on hand, exclusive of the transportation account, $18,757 88.

In addition to the above, the company have purchased and hold, agreeably to the authority and requirements of the 10th section of the charter, stocks of other companies as follows, viz:

| | |
|---|---|
| Of the united Hackensack and Passaic Bridge Company, | $113,759 19 |
| Newark Turnpike Company, | 25,780 58 |
| New Brunswick Bridge Company, | 34,920 00 |
| Essex and Middlesex Turnpike Co. | 18,192 33 |
| | $192,652 10 |

| | |
|---|---|
| Locomotive engines, cars and horses, which at a depreciation of from eight to twenty-five per cent. on the cost, are estimated worth | $64,512 46 |
| Wood on hand, | 3,000 00 |

3. *Total Expenditures, exclusive of the Transportation Account.*

| | |
|---|---|
| Cost of the construction of the road, Bridges, Viaducts, &c. | $860,335 35 |
| Location and purchase of lands, and right of way, | 222,606 42 |

| | |
|---|---|
| Locomotive Engines, | 25,042 46 |
| Cars, | 38,105 72 |
| Cost of Horses, | 13,189 73 |
| " Wood, | 7,185 31 |
| Expended for stocks in other companies, referred to above. | 192,652 10 |
| Rebuilding a Bridge for the Hackensack and Passaic Co. | 11,210 78 |
| Repairs of Newark Turnpike, | 2,473 79 |
| Loans and debts now due to the Company, | 3,537 64 |
| Expended on Interest account and Dividends on account of School Fund Stock, | 1,407 98 |

4. *Revenue and Future Prospects.*

The nett receipts for transportation, from Sept. 15, 1834, when the cars commenced running, to June 1, 1835, a period of $8\frac{1}{2}$ months, are $18,306 71

To which add the gross amount of receipts since June 1, 1835, viz; 169,447 55

Making total, $187,754 26

From which deduct the whole amount charged to transportation account within the same period, and which has been greatly enhanced in consequence of the temporary track over Bergen Hill, requiring the use of horse-power, viz; $81,435 04

Also, the whole amount of Dividends, which have been declared on and after July 1, 1835, and which have been uniformly at the rate of 6 per cent. per annum on the capital stock paid in, viz; 47,315 00

$128,750 04

Leaving a balance in favor of the receipts on transportation account up to Dec. 1, 1836, which is applicable to the payment of Dividends and incidental expenses, of $59,004 22

An estimate of the continual increase of revenue from transportation; and of the future prospects of the Company, may be made from the annexed statement (marked B) showing the number of passengers for each month since June 1st, 1835—and also from the close of the paper (marked C) shewing the gross amount of receipts for transportation for three successive periods of six months each.

In addition to which, a farther increase of revenue may be

anticipated from the completion of the following tributary roads, viz; "The Morris and Essex Rail Road," four miles of which are finished and in use, the passengers of which are now carried between Newark and Jersey City, in the cars of the New-Jersey Company, by an arrangement between the respective parties. "The Somerville Rail Road," which is in a course of construction, and intersects the New-Jersey rail road at Elizabethtown:—and the continuous line of rail road across the State, which will be effected when the Branch rail road from New Brunswick to the Camden and Amboy rail road, authorised and required by a supplement to the charter of the latter company is completed; for the speedy accomplishment of which work, so beneficial to the state and the whole community, definite arrangements have been made by the respective companies interested: each being bound to carry each other's passengers in a commodious and expeditious manner; and the receipts to be divided between them in a pro rata proportion; each party, however, preserving its distinct and separate interests, as satisfactorily appears from an examination of the contract.

It is to be recollected, that the revenue hitherto received, has been derived principally from the transportation of passengers; and that the amount must be greatly enhanced, as well as the expenses greatly diminished, when the cut through Bergen Hill is completed, so as to admit of the application of steam power to to the transit of merchandize.

The sum of $59.004 22, which stands on the books of the company, to the credit of the transportation account, and which is stated above to be applicable to the payment of Dividends, has been borrowed by the construction account, that is to say, the company have expended the same in carrying forward the work. It is, however, understood to be the intention of the Board of Directors to replace the sum; and it is yet an undecided question whether to refund a sufficient amount to meet the next regular semi-annual dividends, or to postpone the payment of said dividends, until the company are in funds, from the disposal of the reserved capital stock; a question, which in the opinion of your committee justly entitles them, to the prompt decision of the legislature.

### 5. *Miscellaneous Facts.*

A contract has been made with the "Paterson Rail Road Company," which is to continue during the charters of the respective companies; by which is received a transit duty of 6 cents per passenger, and 12 cents per ton of merchandize trans-

ported over the New Jersey road from the junction near Bergen Hill to Jersey City.

The State of New Jersey has merged the amount of its stock in the Newark Turnpike Company," viz; $12,500 in the stock of this company, for which the state holds a guarantee of a minimum dividend of 8 per cent. per annum.

The sum af $192,652 10 invested in the stocks of the several bridge and turnpike companies referred to in the preceding part of this report, yield a revenue of between 6 and 7 per cent. per annum, on cost. And notwithstanding a reduction of tolls of about 33⅓ per cent.; and notwithstanding the division of travel by the rail road and by steamboat between Newark and New York, the amount of revenue from these sources has increased, and is continually increasing.

In conclusion, it is but justice to add, that all the financial operations of the company, have been based upon cash payments, and are copiously and clearly exhibited in the books of accounts and vouchers. That notwithstanding the magnitude and the difficulties of the work, it has been advanced to its present state, with as little delay as could have been reasonably expected; affording just ground for confidence in the determination of the Board of Directors to bring it to its final completion in the short period of a twelve-month; and although numerous and heavy contracts have been made with different individuals, no losses have been sustained by the company, with the exception of a single instance, in which the securities held, are perhaps of a dubious character, amounting to $1,260 09.

By way of recapitulation, annexed to this report are two balance sheets (marked C and D) prepared by the Treasurer of the company, of the correctness of which your committee have satisfactory evidence, from an examination of the books and papers, which exhibit a summuary view of the condition and affairs of the corporation up to December 1st, 1836.

The committee do not at this time present any bill for the specific action of the legislature. They consider it, however, proper to state, that the Company have placed in their hands two resolutions expressive of their wishes on so much of the subject as they refer to, which resolutions are annexed to this report, and marked E. By the first of these, it will be perceived that in order to make the reserved stock of the company available for the progress of their work to its completion, they request of the

legislature as speedy a decision upon the question of subscription as practicable, in order that individual subscriptions may be obtained without delay, should the state conclude to waive her right; a request which your committee conceive to be reasonable, and do therefore recommend the early action of the legislature upon the subject. The other resolution offers to guarantee to the state on stock to the amount of two hundred thousand dollars, dividends at the rate of at least five per cent. per annum; or on one hundred thousand dollars, dividends at the rate of at least six per cent. per annum, and such further and larger dividends as shall be declared by the company: and they also agree to refund to the state the aforesaid sums respectively, and retake the stock if the state should subscribe either amount, whenever repayment of the monies received by New-Jersey under the Deposite Act, shall be required by the General Government.

The committee, therefore, submit to the legislature the foregoing facts, as the result of their labours under the resolution by which they were created; and they deem it incumbent on themselves to say, that in their examinations, investigations, and whole intercourse with the company, the committee have b en furnished with every facility for the faithful discharge of their trust.

All which is respectfully submitted.

THOMAS ARROWSMITH, } *Committee of*
J. C. SMALLWOOD, } *Council.*

M. WILLS,
ELIAS P. SEELEY,
JOHN A. BLEECKER,
W. C. ALEXANDER,
WM. PIERSON, jr. } *Committee of Assembly*

(A)

*To the President and Directors of the N. J. Rail Road and Transportation Company:*

GENTLEMEN:

Agreeably to instructions, I hereby lay before you an estimate of the expense requisite for completing your Rail Road from the Hudson River to the Western termination, in the city of New-Brunswick. All the grading to be of sufficient width for two tracks, and one track to be laid complete with the requsite number of turnouts, sidings, car-houses, engine-houses,&c.

| | | | | | |
|---|---|---|---|---|---|
| To Complete filling dock at J. City, | | | | | |
| | 105,000 | cubic yds. | at 28c. | | $29,400 |
| " Grading thro' Bergen hi l | 37,032 | solid rock | at $2 | $74,064 | |
| | 1,000 | rock | at 70c. | 70000 | |
| | 5,600 | earth | at 15c. | 840 | |
| | 19,400 | | at 10c. | 1,940 | |
| | 2,000 | s. wall | at 50c. | 1,000 | |
| | 30,000 | embkmnt | at 25c. | 7,500 | 86,044 |
| Embkmt sections 7 & 8 | 18,600 | cubic yds | at 33c. | 5.940 | |
| 8 to 13 | 25,000 | | at 50c. | 12,500 | 18,440 |
| Grading sections 14 to 67 and completing bridges, Raritan bridge excepted, | | | | | 45,000 |
| Raritan viaduct masonry | 3,227 | cubic yds | at 4,87 1-2 | 15,932 | |
| Superstructure (Hassard's contract) | | | | 23,600 | |
| Tinning and painting bridge | | | | 10,000 | |
| Draws and sundries | | | | 8,000 | 57,532 |
| Superstructure of road, single track to termination | | | | | 24,000 |
| Car-houses, Depots, &c. | | | | | 20,000 |
| Add for right of way to termination, | | | | | 20,000 |
| | | | | | 300 416 |

The above I believe to be a full and sufficient estimate.

L. A. SYKES, *Engineer.*

Newark, November 1st, 1836.

[B]

Whole number of Passengers on the New Jersey Rail Road for the following eighteen months, ending 1st. December, 1836.

| | | |
|---|---|---|
| June, | 1835, | 11,809 |
| July, | | 18,222 |
| August, | | 13,148 |
| September, | | 14,196 |
| October, | | 19,231 |
| November, | | 13,609 |
| December, | | 12,144 |
| January, | 1836, | 16,606 |
| February, | | 9,279 |
| March, | | 15,856 |
| April, | | 24,694 |
| May, | | 19,939 |
| June, | | 21,244 |
| July, | | 40,659 |
| August, | | 34,332 |
| September, | | 42,596 |
| October, | | 34,829 |
| November, | | 33,525 |
| | | 395,918 |

N. B. Of the above amount, 207,185 passengers have been traesported over the road within the last six months, being $\frac{1}{3}$ of the time embraced in the above statement,

[C]

Summary statement from the Balance-Sheet of the New Jersey Rail-Road and Transportation Company, November 30, 1836.

*Receipts.*

| | |
|---|---|
| Capital Stock, amount actually paid in, | $1,125,000 00 |
| Nevins, Townsend and Co. Cash advanced the Co. | 158,082 14 |
| Transportation, balance to credit of this account, | 59,004 22 |
| Brunswick Bridge Stock, amount of purchase, | 34,920 00 |
| Ground-Rent, balance to credit of this acc. | 674 16 |

| | | |
|---|---|---|
| Unpaid dividends, | 688 50 | |
| New-Brunswick Bridge Co. balance tolls received, | 615 68 | |
| John P. Jackson, advanced for right of way, | 298 25 | |
| | | $1,379,282 95 |

*Disbursements.*

| | | | |
|---|---|---|---|
| Construction of Road and Bridges, | | 860,335 35 | |
| Location, purchase of land and right of way, | | 222,606 42 | |
| Locomotive Engines, cost per acc, | | 25,042 46 | |
| Cars, | do. | 38,105 72 | |
| Horses, | do. | 13,189 73 | |
| Wood. | do. | 7,185 31 | |
| Stocks of Hackensack and Passaic Bridge Co. | 113,759 19 | | |
| Of Brunswick Bridge Co. | 34,920 00 | | |
| Of Newark Turnpike Company, | 25,780 58 | | |
| Of Essex and Middlesex Turnpike Co. | 18,192 33 | | |
| | | $192,652 10 | |
| Due from Hackensack & Passaic Bridge co. | 11,210 78 | | |
| Due from Newark Turnpike Co. | 2,473 79 | | |
| Do. Sundry Individuals, | 3,587 64 | | |
| Cash, balc. in hand, | 1,485 67 | | |
| | | $18,757 88 | |
| Treasurer of School Fund Stock, | | 875 00 | |
| Interest account, | | 532 98 | |
| | | | $1,379,282 95 |

The foregoing statement shows the gross amount of receipts and indebtedness of the Company, including capital stock to be $1,379,282 95

| | |
|---|---|
| From which deduct amount to credit of transportation acc. | 59,004 22 |
| | $1,320,278 73 |

| | | | |
|---|---|---|---|
| Of this sum there has been invested in the st'ks of the Bridge & Turnpike Companies, which produce an income of 6 to 7 per cent. per annum, and which is not properly chargeable to expenditures on the road, | | $192,652 10 | |
| The cost of Locomotives now in use is | $25,042 46 | | |
| The depreciation on which is estimated at | 2,000 00 | | |
| | | 23,042 46 | |
| The cars now in use cost | 38,105 72 | | |
| And are estimated to be impaired | 6,605 72 | | |
| | | 31,500 00 | |
| The horses on hand are estimated to be worth at least | | 10,000 00 | |
| The wood on hand is estimated at | | 3,000 00 | |
| Debts due the Company, including cash on hand, | | 18,757 88 | |
| Besides which, in purchasing Lands for the location of the Road, more has been bought than will be required, and it is believed that the surplus Lands, after the right of way is completed, will sell (making allowance for some further expenditures on that account,) for at least | | 100,000 00 | |
| | | | 378,952 44 |
| | | | $941,326 29 |

It thus appears, that less than a million of dollars of the Capital has been applied to the location and construction of the Road, a very considerable portion of which has been expended upon the excavations at Bergen Hill, the embankments on the Newark meadows, and the Viaduct over the Raritan at Brunswick, none of which have been yet used for any purpose of profit or income.

The balance to the credit of Transportation account has principally accrued from the business of the Company since the 1st

of May last, and furnishes the means, even in the present unfinished state of the work, to continue the dividends on the stock of six per cent. per annum; that account has been already charged with all the incidental expenses of Transportation, leaving a balance, as is seen, of $59,004 22

| | | |
|---|---|---|
| Still, with a view to greater precision, it may be proper to deduct from this sum the estimates of the Superintendent, (which he considers large) for the depreciation of the Locomotives now in use, | $2,000 00 | |
| Of the Cars, | 6,605 72 | |
| Of Horses, | 3,189 73 | |
| And for the consumption of Wood, | 4,185 31 | |
| | | 15,980 76 |
| Leaving a nett balance of profits from Transportation, of | | $43 023 46 |

The following are the amounts received for transportation of Passengers and Merchandise, from Sept. 15, 1834, (when the road was opened,) to Dec. 1, 1836, from the Books of the Company.

| | |
|---|---|
| From Sept. 15, 1834, to June 1, 1835, 8½ months, the *nett* receipts were | $18,306 71 |
| From June 1, 1835, to Dec. 1, 1835, 6 months, the *gross* receipts were | 38,216 43 |
| From Dec. 1, 1835, to June 1, 1836, 6 months, the *gross* receipts were | 41,261 04 |
| From June 1, 1836, to Dec. 1, 1836, 6 months, the *gross* receits were | 89,970 08 |

J. WORTHINGTON, *Treasurer.*

[D]

Balance sheet from the books of the New Jersey Rail Road and Transportation Company, taken November 30th, 1836.

DEBTS.

| | | |
|---|---|---|
| Construction Account—Amount of expenditures liquidated and paid. | $727,050 16 | |
| Mason, Downing, & Co. contractors on Bergen Hill. paid them | 52,342 39 | |
| Thomas Hassard, do. on w'd work of Brunswick Viaduct | 21,000 00 | |
| Bishop & Campbell, do. mason work of do. do. | 28,955 29 | |
| Laurence & Whitney ditto for Cedar ties on account | 5,000 14 | |
| Engineering, salaries and expense of engineer corps | 25,987 37 | |
| | | $860,335 35 |
| Location—Amount of expenditures liquidated and paid | 199,582 11 | |
| Ward's Dock, paid for this property, not required for right of way | 2,625 00 | |
| Commercial Dock, do do do do do | 13,750 00 | |
| First Baptist Church, paid on account this property at New Brunswick, | 6,327 50 | |
| James Crane, advanced to obtain right of way at Elizabeth Town, | 321 81 | |
| | | 222,606 42 |
| Locomotive engines—The amount paid for 3 now in use, | 21,542 46 | |
| H. R. Dunham & Co. paid on account of a new one | 3,500 00 | |
| | | 25,042 46 |
| Cars—The amount paid for those in use, | 26,805 72 | |
| John Stephenson, on ac't, additional cars | 11,300 00 | 38,105 72 |
| Horses—Amount paid for horses, | | $13,189 73 |

| | | |
|---|---|---|
| Wood—Am't paid for wood (550 cords on hand) | | 7,185 31 |
| Stock—Of the united Passaic and Hackensack Bridge Co. 877 shares purchased (123 remaining) | $113,759 19 | |
| Of the Newark Turnpike Co. paid for 462 shares (38 remaining) | 25,780 58 | |
| Essex and Middlesex do do 921 (79 do) | 18,192 33 | |
| New Brunswick Bridge Co. cost | 34,920 00 | |
| | | 192,652 10 |
| Hackensack and Passaic Bridge Co.—Balance due from them for constructing a new bridge | 9,910 78 | |
| Daniel Blasdell, paid him on acct. contract for covering do | 1,300 00 | |
| | | 11,210 78 |
| Newark Turnpike Co. expended for repairing road | | 2,473 79 |
| Lewis Condit—this amount due from him, | | 2,147 55 |
| Thomas Salter, do | | 180 00 |
| Reserved stock—$\frac{1}{4}$ of capital reserved by chart. | | 375,000 00 |
| Treasurer of School Fund, loss by agreement to guarantee 8 per cent. on stock, | | 875 00 |
| Interest Account—balance of this account, | | 532 98 |
| Estate of Z. Drake—balance due, | | 1,260 09 |
| Balance of cash on hand, | | 1,485 67 |
| | | $1,754,282 95 |

## CREDIT.

| | | |
|---|---|---|
| Capital Stock, whole am't of capital | $1,500,000 00 | |
| Nevins, Townsend & Co. this amont advanced by and through them | 158,082 14 | |
| Bills Payable, sundry bonds given for N. Brunswick bridge Co. stock | 34,920 00 | |
| Transportation, balance of this account | 59,004 22 | |
| John P. Jackson, do due him | 298 25 | |

| | | |
|---|---|---|
| Ground Rent do of this account. | 674 16 | |
| First dividend, unpaid | 7 50 | |
| Second do do | 96 00 | |
| Third do do | 585 00 | |
| New Brunswick Bridge Co. balance of this account | 615 68 | |
| | | $1,754,282 95 |

[E]

Office of the New Jersey Rail Road and Transportation Company,

*December 12th*, 1836.

The following resolutions were passed by the Board of Directors of the New Jersey Rail Road and Transportation Company, at their meeting, December 12th, 1836.

*Resolved*, That as the decision of the Legislature of New Jersey, upon the question of subscribing to one fourth of the capital stock of this Company, reserved to the state by the charter is desirable, in order that this reserved stock may be made available to the company either by the subscription of the state or individuals; the legislature be respectfully requested to decide the question as soon as practicable.

*Resolved*, That in case the State of New-Jersey will relinquish a portion of the stock of this company reserved by the charter, that this company will guarantee on a permanent subscription to stock to the amount of two hundred thousand dollars dividends at the rate of *at least* five per cent. per annum ; or on a permanent subscription of one hundred thousand dollars, dividends at the rate of *at least* six per cent. per annum, and such further and larger dividends as shall be declared by the company. And this Company will also agree that in case repayment of the monies received by New Jersey under the Deposite Act, shall be required by the General Government, this Company will retake from the State at par such an amount of the stock which may be subscribed as aforesaid, as will enable the state to repry to the General Government at such times as they may require repayment, a just proportion of the sum subscribed by the state for said stock.

I certify the foregoing to be a true extract from the minutes of the Board of Directors of the New Jersey Rail Roadand Transportation Company.

JOHN P. JACKSON, *Sec'ry of N. J. R. R. & T. Co.*

Which report was accepted.

Ordered, That five hundred copies of the same and of the accompanying documents, be printed.

Mr. Bray from the committee upon that subject reported a bill entitled "An act to incorporate the Hunterdon rail road company,"

Which was read and ordered a second reading.

Mr. Tuttle from the committee upon that subject, reported a a bill entitled "An act to incorporate the Bank of New-Jersey,"

Which was read and ordered a second reading.

Mr. Flatt offered the following;

Resolved, That the Sergeant-at-Arms of this House be directed forthwith to put up a clock in front of the gallery, to cost not exceeding dollars.

Mr. Dellicker named the sum of five dollars to fill the blank:

Mr. Bray the sum of five cents:

Mr. Alexander the sum of sixty dollars:

Mr. Flatt the sum of twenty dollars.

The question was then taken upon the respective sums (except that named by Mr. Bray,) beginning with the highest, and they were severally disrgreed to by the House.

On motion of Mr. Flatt,

Ordered, That said resolution lie upon the table.

Mr. Hunt offered the following;

Resolved, That the Clerk inform Council that the House is ready to go into Joint-Meeting to appoint a Surrogate for the county of Cumberland, and request Council to appoint the time and place.

Which resolution was agreed to.

The bill entitled "An act to incorporate the Burlington county Bank at Medford, to be located in the town of Medford, county of Burlington,"

Was taken up, read by sections, amended and agreed to.

On motion of Mr. Davis,

Ordered, That the further consideration of the same be postponed.

A message from Council by Mr. Westcott their secretary informed the House that Council have agreed to the report of the joint-committee appointed to settle the accounts of the State Prison.

Also, That Council will be ready to go into joint-meeting for the appointment of a Surrogate of the county of Cumberland, at ten o'clock to morrow morning in the Assembly room.

Mr. Burtis asked and obtained leave to present the petition of Eleanor Patten for a divorce,

Which was referred to Messrs. Burtis, Duryee and Edgar.

Mr. Conover asked and obtained leave to introduce a bill en-

titled " An act to authorise James Craig, Jr. and Ebenezer Conover, administrators of Wykoff Conover, deceased, to execute a certain contract made with Aaron Brewer, of the county of Monmouth, for the sale of certain real estate,"

Which was read and ordered to a second reading.

The bill entitled " A supplement to the act entitled an act relative to Juries."

Was taken up and ordered to be recommitted.

The bill entitled, " An act to authorize the sale of certain real estate of Amos Forsyth, a minor, in the township of Nottingham and county of Burlington,

Was taken up, read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

The bill entitled " An act to relieve Tunis Felter of the county of Morris," was taken up, read a second time and the first and only section thereof disagreed to.

Ordered, That the said bill lie upon the table.

The House adjourned to to-morrow morning at ten o'clock.

---

FRIDAY, January 6, 1837.

At ten o'clock the House met.

Mr. Jobs presented a petition from George Townly, of the county of Somerset, praying for a pension for revolutionary services,

Which was read and referred to Messrs. Jobs, Caldwell and Linn.

Mr. Johnes presented a petition from the inhabitants of the village of Washington, Middlesex, for a Bank to be located at that place;

Which was read and referred to Messrs. Johnes, Wade and Flummerfelt.

Mr. Larason presented a petition from the inhabitants of Lambertsville, Hunterdon, praying for a Bank to be located at that place;

Which was read and referred to Messrs. Larason, Springer and Flatt.

Mr. Valentine presented a petition from the inhabitants of Hackettstown, Warren, praying for a Bank to be located at that place;

Which was read and referred to Messrs. Valentine, Talmage and Ladow.

Mr. Molleson laid before the House the annual statement of affairs of the Farmers and Mechanics' Bank of New Brunswick as follows;

State of the Farmers and Mechanics' Bank of New Brunswick, 29th December, 1836.

| | |
|---|---|
| Bills discounted, | $95,166 00 |
| Real estate, | 7,572 00 |
| Plates, Furniture, &c. | 3,520 00 |
| Balance due from other Banks, | 16,411 00 |
| Notes and drafts of other Banks, | 5,314 00 |
| Specie, | 11,292 00 |
| Profit and loss, | 4,782 00 |
| | $144,217 00 |
| Capital received, | $68,220 00 |
| Balance due other Banks, | $2,087 00 |
| Circulation, | 58,167 00 |
| Deposits, | 15,743 00 |
| | $144,217 00 |

STATE OF NEW JERSEY, } ss.
Middlesex County, }

On this thirtieth day of December, 1836, before me, a Justice of the Peace, in and for the county aforesaid, personally appeared James F. Randolph, President, and Lewis Carman, Cashier of the Farmers and Mechanics' Bank of New Brunswick, and known to me as such, who being duly sworn, on their oaths respectively say, that the foregoing statement of the condition of said Bank, is a true abstract from the books of said Bank, and that it contains a true representation of the condition of said Bank, according to the best of their knowledge and belief.

JAS. F. RANDOLPH,
L. CARMAN.

Subscribed and sworn the day and year aforesaid, before me,

PETER P. RUNYON, *Justice of the Peace.*

Which was ordered to lie upon the table and to be printed.

Mr. Molleson also laid before the House the annual statement of the receipts of tolls by the New Brunswick Bridge Company, as follows;

Abstract of moneys received for tolls, and expended for the support of the New Brunswick Bridge, also the nett proceeds or amount paid to the Stockholders, from November 1st, 1825, to November 1st, 1836, inclusive, showing the rate per cent of the dividends, on the cost of the Bridge; say $98,416 15.

| From Nov. 1, | To Nov. 1. | Am'ts rec'd for tolls, | Amounts expended for repairs, &c. | Amounts paid to the proprietors. | Rate per ct. on cost. |
|---|---|---|---|---|---|
| 1826 | 1827 | $1041 65 | $950 00 | $3100 00 | $3 15 |
| 1827 | 1828 | 3136 11 | 995 15 | 2299 00 | 2 23 |
| 1828 | 1829 | 3388 00 | 630 07 | 2800 00 | 2 84 |
| 1829 | 1830 | 3223 68 | 894 25 | 1800 00 | 1 83 |
| 1830 | 1831 | 3630 84 | 1548 90 | 2600 00 | 2 64 |
| 1831 | 1832 | 4107 75 | 815 46 | 3300 00 | 3 35 |
| 1832 | 1833 | 3472 00 | 575 91 | 2900 00 | 2 95 |
| 1833 | 1834 | 2717 00 | 631 21 | 2100 00 | 2 13 |
| 1834 | 1835 | 3116 00 | 554 63 | 2500 00 | 2 54 |
| 1835 | 1836 | 3242 00 | 560 93 | 2087 03 | 2 12 |
| | | $34,075 03 | $8,067 60 | $25,387 03 | Av. $2 58 |

G. P. MOLLESON, President.
J. WORTHINGTON, Secretary and Treasurer.

New Brunswick, 21st November, 1836.

Which was ordered to lie upon the table and to be printed.

Mr. Tuttle from the committee upon that subject reported a bill entitled, "An act to incorporate the Commercial Bank of Newark," which was read and ordered a second reading.

Mr. Burtis from the committee upon that subject, reported a bill entitled "An act to divorce Eleanor Patten from her husband Stephen Patten;

Which was read and ordered a second reading.

The engrossed bill entitled an "An act to authorise Christiana Angle to convey certain real estate."

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Doremus, |
| Brown, | Dellicker, |
| Burtis, | Dickerson, |
| Budd, | Duryee, |
| Conover, | Davis, |
| Corsen, | Edgar, |
| Cooper, | Flummerfelt, |

| | |
|---|---|
| Messrs. Fenimore, | Messrs. Pierson, |
| Hull, | Pettit, |
| Haight, (Sp.) | Riggs, |
| Hunt, | Richards, |
| Fries, | Strader, |
| Jobs, | Springer, |
| Johnes, | Seely, |
| Linn, | Talmage, |
| Logan, | Valentine, |
| Larason, | Wade, |
| Ladow, | Wills, |
| Ogden, | Young,—38. |

NAY.

Mr. Caldwell,—1.

Ordered that the Speaker sign the same, and that the Clerk carry the same to Council, and inform them that the House have passed said bill, and request their concurrence.

A message from Council by Mr. Westcott their Secretary, informed the House that Council have passed the accompanying concurrent resolution relating to the purchase of sundry copies of the New Jersey Register for 1837.

To which resolution the concurrence of the House of Assembly is requested.

"I am also directed to inform the House of Assembly that Council decline at this time going into joint-meeting, but will communicate hereafter when they will be ready."

The concurrent resolution from Council directing the purchase of sundry copies of the New Jersey Register for 1837, was taken up and agreed to.

The bill entitled "An act to authorise the sale of certain real estate of Amos Forsyth, a minor, in the township of Nottingham, county of Burlington,"

Was read a third time and compared, and on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered that the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill, and request their concurrence.

Mr. Molleson from the Committee upon that subject reported a bill entitled, "An act to authorise the sale of the real estate of

William R. Barricklo, late of the county of Middlesex, deceased,"

Which was read and ordered a second reading.

Mr, Davis called up the bill entitled, " An act to incorporate the Burlington county Bank at Medford, to be located at Medford in the county of Burlington," when the same was ordered to be engrossed for a third reading.

The bill entitled " An act to relieve Bartholomew Lott of the county of Sussex,"

Was taken up, read a second time and agreed to.

Ordered that the further consideration of the bill be postponed.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Chetwood presented a petition from Prudence Chandler, praying a law to confirm the provisions of a certain will therein named ; which was read and referred to Messrs. Chetwood, Doremus and Lalor.

Mr. Seely presented a petition from sundry inhabitants of Bridgeton, Cumberland county, for a bank to be established at that place, which was read and referred to Messrs. Seely, Fries and Davis.

Mr. Jobs from the committee upon that subject reported a bill entitled " An act for the relief of Malachi McCollum of the county of Somerset,"

Which was read and ordered a second reading.

Mr. Burtis from the committee upon that subject reported a bill entitled " An act to authorise the sale of certain real estate late of George Cerlies, of the county of Monmouth, deceased,"

Which was read and ordered a second reading.

Mr. Pierson from the committee upon that subject, reported a bill entitled " An act to divorce Lydia J. Vanhouten from her husband."

Which was read and ordered a second reading.

Mr. Johnes from the committee on that subject, reported a bill entitled " An act to incorporate the Washington Bank at South River, Middlesex."

Which was read and ordered a second reading.

The bill entitled " An act supplementary to the act to incorporate the Belvidere Delaware Rail Road Company,"

Was taken up read by sections a second time, amended and agreeed to,

When it was on motion of Mr Flatt,

Ordered That the further consideration of the same be postponed.

The bill entitled "An act to relieve Jacob Sisco of the county of Morris"

Was read a second time, agreeed to, and ordered to be engrossed for a third reading.

The bill entitled "An act to relieve Bartholomew Lott of the county of Sussex"

Was taken up and ordered to be recommitted.

The bill entitled "A supplement to the act entitled an act concerning wrecks passed March 3d, 1820,"

Was taken up, read by sections, amended and agreed to; when it was

On motion of Mr. Chetwood,

Ordered, That the further consideration of the same be postponed.

The House adjourned to to-morrow morning at ten o'clock.

---

SATURDAY, January 7, 1837.

At ten o'clock the House met.

Mr. Seely presented a petition from many citizens of Cumberland, praying certain alterations in the laws of this state respecting fugitive slaves; which was read and referred to Messrs Seely, Petitt and Burtis.

Mr. Springer presented a remonstrance from many inhabitants of Salem, against the passage of the law concerning the marsh and meadow lying between the fast lands of John Jones on Oldman's Creek, and the fast lands of Benjamin Pevrich on the river Delaware, in the township of Upper Penn's neck, Salem.

Which was ordered to lie upon the table.

Mr. Flummerfelt presented several petitions from citizens of Warren and Hunterdon, praying the Legislature to grant banking powers to the Belvidere Delaware Rail Road company,

Which were read and ordered to lie upon the table.

Messrs. Bray and Brown severally presented petitions from citizens of Hunterdon on the same subject;

Which were ordered to lie upon the table.

Mr. Logan presented the annual statement of the affairs of the Union Bank at Dover, Morris County, as follows:

The following Statement of the Union Bank at Dover, to the Legislature of the State of New Jersey, made the 3d day of January, 1837, in compliance with the 10th section of the charter of said Bank, shows its liabilities and means of cancelling the same.

| | |
|---|---|
| Bills discounted, | $109,900 03 |
| Balance due from Banks, | 2,325 98 |
| Cash on deposite in New York, | 28,242 31 |
| Notes of solvent Banks on hand, | 6,404 00 |
| Specie, do. | 8,067 85 |
| | $154,940 17 |

| | |
|---|---|
| Stock paid in, | $50,000 00 |
| Notes in circulation, | 82,826 00 |
| Balances due Banks, | 910 90 |
| Dividend unpaid, | 1,500 00 |
| Profits undivided, | 5,173 27 |
| Due depositors, | 14,530 00 |
| | $154,940 17 |

Very respectfully submitted,

JOHN SCOTT, President,
T. B. SEGUR, Cashier.

STATE OF NEW JERSEY, } ss.
Morris County, }

Personally appeared before me, John M. Losey, one of the Justices of the Peace of the county of Morris and State of New-Jersey, John Scott, President of the Union Bank at Dover, and Thomas B. Segur, Cashier of said Bank, who being severally and duly sworn, did each depose and say, that the foregoing statement to which they have subscribed their names and affixed the corporate seal of the said Union Bank at Dover, is as they verily believe, correct and true in every particular as therein contained.

JOHN SCOTT.
T. B. SEGUR.

Sworn and subscribed before me, John M. Losey, this third day of January, 1837.

Which was read and ordered to lie on the table and be printed.

Mr. Jobs, called up the bill entitled "An act for the relief of Malachi McCollum of Somerset," and moved that the printing of the same be dispensed with: which was agreed to.

Mr. Seely from the committee upon that subject, reported a bill entitled "An act to incorporate the People's Bank at Bridgeton,"

Which was read and ordered a second reading.

Mr. Davis asked and obtained leave to present a bill entitled "A supplement to the act entitled an act to enable the owners of swamps or meadow ground to drain the same, and to repeal a law heretofore made for that purpose."

Which was read, ordered a second reading and to be printed.

The engrossed bill entitled "An act to relieve Jacob Sisco of the county of Morris," was taken up read a third time and compared, and on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

On motion of Mr. Chetwood,

The bill entitled "A further supplement to the act entitled an act concerning Wrecks, passed March 3d, 1836,"

Was taken up, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Valentine called up the bill entitled "A supplement to the act entitled an act to incorporate the Belvidere Delaware Rail Road Company."

When the second, third, fourth, fifth, sixth and seventh sections of the same were ordered to be reconsidered for the purpose of offering amendments thereto; and the same having been severally amended were agreed to.

On motion of Mr. Flatt,

Ordered, That the further consideration of the said bill be postponed, and that the same be printed as amended.

Mr. Valentine called up the report of the joint committee appointed to examine and settle the State Prison accounts; when the reading of the same was dispensed with, and the report agreed to.

Ordered, That theClerk inform Council that the House of Assembly have agreed to the report of the joint committee appointed to examine and settle the State Prison accounts.

Mr. Chetwood called up the bill entitled "An act to incorporate the Citizens' Bank at Elizabethtown," and while the same was under consideration,

Mr. Strader moved to amend the second section by striking

out the word "two" in the first line and inserting in lieu thereof the word one, so as to read, " That the capital stock of the said corporation shall be *one* hundred thousand dollars" and while the same was under consideration,

Mr. Strader moved that the further consideration of said bill be postponed, which was not agreed to.

Mr. Strader finally withdrew his motion to amend, and moved an amendment to the said section in the third line, by striking out the word ' five' and inserting in lieu thereof the word *three* so as to read :

That the capital stock of said corporation shall be two hundred thousand dollars to be divided into shares of fifty dollars each, with the privilege of increasing the same to three hundred thousand dollars,"

Mr. Chetwood moved to amend the amendment by substituting the word *four* in lieu of the word 'three,' which was agreed to :

Whereupon the question recurring upon the amendment of Mr. Strader, the same was agreed to.

Mr. Strader moved to amend the fifth section of said bill, in the seventh line, by striking out the word "servants" and inserting in lieu thereof the word *workmen*, which was not agreed to.

Mr. Wills moved to amend the twelfth section of said bill, in the third line, by striking out the word ' forty' and inserting in lieu thereof the word *sixty*, so as to read :

" That it shall not be lawful for the said Bank to issue any notes or bills, until an affidavit by the President and Cashier shall have been made, and filed in the office of the Secretary of State, stating that sixty thousand dollars of the Capital Stock of said Corporation shall have been subscribed and paid in."

Which amendment was agreed to.

The bill was further amended on several motions from Mess. Chetwood, Dickerson and Davis, and having been agreed to, was ordered to bo engrossed for a third reading.

On motion of Mr. Chetwood,

The engrossed bill entitled " An act to authorise Limited Partnerships,"

Was taken up and ordered to be committed to Messrs. Chetwood, Alexander and Wills.

The bill entitled " An act to incorporate the Fairfield Beneficial Society,"

Was taken up, and while the same was under consideration,

The House adjourned to this afternoon at three o'clock.

At three o'clock the House met.

The consideration of the bill entitled "An act to incorporate the Fairfield Beneficial Society," was resumed, and while the same was under consideration,

Mr. Seely presented a petition from a committee of said Society praying to be incorporated,

Which was read and ordered to lie upon the table.

The said bill having been read a second time by sections, amended and agreed to, it was ordered to be engrossed for a third reading.

Mr. Chetwood from the committtee upon that subject, reported a bill entitled "An act to authorise Limited Partnerships," with an amendment,

Which was read and agreed to, and the said bill ordered a second reading.

On motion of Mr. Chetwood,

Ordered, That the rules of the House be dispensed with and that the title of said bill be taken for a second reading.

Whereupon the said bill was read a second time by its title and agreed to.

On motion of Mr. Strader,

Ordered, That the further consideration of the said bill be postponed.

The Speaker asked and obtained leave of absence for a few days.

After which the House adjourned to Monday morning at ten o'clock.

---

Monday, January 9, 1837.

At ten o'clock the House met.

The Clerk called the House to order, and stated that in consequence of the absence of the Speaker it would be necessary to appoint a Speaker pro tempore:

Whereupon Caleb H. Valentine of Warren was nominated, and unanimously appointed Speaker pro tempore of the House, who accordingly took the chair.

Mr. Hunt presented a petition from citizens of Cumberland, praying for an alteration in the existing laws respecting fugitive slaves;

Which was read and referred to the committee on that subject.

Mr. Jobs from the committee upon that subject, reported a bill entitled "An act for the relief of George Townly, of the county of Somerset,"

Which was ordered a second reading.

Ordered, That the printing of the same be dispensed with.

The engrossed bill entitled "A bill to incorporate the Fairfield Beneficial Society," of the county of Cumberland. N. J.

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Brown. | Messrs. Linn, |
| Chetwood, | Logan, |
| Caldwell, | Ladow, |
| Corsen, | Lalor, |
| Doremus, | Ogden, |
| Dellicker, | Pierson, |
| Dickerson, | Pettit, |
| Davis, | Riggs, |
| Edgar, | Richards, |
| Flatt, | Strader, |
| Fries, | Springer, |
| Flummerfelt, | Seely, |
| Hull, | Talmage, |
| Hall, | Valentine, |
| Hunt, | Wade, |
| Jobs, | Young,—32. |

NAY.

Mr. Alexander,—1.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Young called up the bill entitled "An act supplementary

to an act entitled an act to incorporate the Belvidere Delaware Rail Road Company."

On motion of Mr. Davis the first section of said bill was ordered to be reconsidered.

Mr. Chetwood moved to amend the said section by adding thereto the following words:

"And that it shall and may be lawful for the directors of the said Belvidere Delaware Rail Road Company to appoint three of their own number as Commissioners, to open books of subscription at some place within the township of Greenwich for the said additional capital; and said books shall be kept open for three entire days during the regular hours of business, and due notice thereof shall be published in a newspaper printed at Belvidere, for the space of twenty days previous to the opening of said books of subscription as aforesaid, and five dollars on each share shall be paid at the time of subscribing therefor: provided that the original stockholders of said company shall be entitled to a preference in subscribing one half of the said additional capital; and provided also that if more than the required amount shall be subscribed, the said commissioners shall distribute the one half of the stock to and among the said original stockholders (if they shall subscribe for the one half thereof,) and the other half of the said additional stock shall be distributed among the subscribers not being stockholders, in proportion to their several subscriptions."

Which amendment was read and agreed to.

On motion of Mr. Chetwood the third section of said bill was ordered to be reconsidered.

Mr. Chetwood moved to amend the same by annexing thereto the following;

"Provided nevertheless, that the President and Cashier or Treasurer, and a majority of the Directors of the said company shall be citizens and residents of this state."

Mr. Young moved to amend the amendment by striking out the word "President," which was not agreed to: and the question recurring upon the amendment, the same was agreed to.

On motion of Mr. Alexander the further consideration of said bill was postponed.

Mr. Jobs called up the bill entitled "An act to authorise the sale of real estate late of Moses Moore, deceased,"

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Pierson called up the bill entitled "An act to dissolve the marriage contract between Lydia J. Van Houten and Peter J. Vanhouten;"

Which was read a second time, and while the same was under consideration,

Ordered, That the same be postponed.

A message from Council by Mr. Westcott their secretary, informed the House that Council have agreed to the concurrent resolution from the House of Assembly relative to the appointment of a joint committee on that part of the Governor's message which relates to the Common School System, without amendment;

And have appointed Messrs. Smallwood and Kirkpatrick members of said committee on their part.

Mr. Flummerfelt called up the bill entitled "An act supplementary to an act entitled an act to incorporate the Belvidere Delaware Rail Road Company."

On motion of Mr. Chetwood, the third section of said bill was ordered to be reconsidered.

Mr. Flummerfelt offered the following amendment to said section, to be inserted in lieu of the proviso annexed thereto:

"Provided nevertheless, That the President of said Company shall be a citizen and resident of this State, or of the county of Northampton, in Pennsylvania, and that the Treasurer or Cashier, and a majority of the Directors of the said Company, shall be actual residents of this State."

Which amendment was agreed to.

On motion of Mr. Pierson, the second section of said bill was ordered to be reconsidered.

Mr. Pierson moved to amend said section by adding therto the following:

"And for every additional amount of twenty per cent. of the capital which shall thereafter be employed for banking purposes, a similar amount of one hundred thousand dollars shall be actually expended in the construction of the said road."

Which was read and agreed to.

On motion, the fifth and sixth sections were severally reconsidered, after which the bill as amended was agreed to.

On motion of Mr. Riggs,

Ordered, That the further consideration of the same be postponed.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Talmage from the committee on that subject reported a bill entitled "An act to incorporate the Hackettstown Bank, at

Hackettstown in the county of Warren."

Which was read and ordered a second reading.

Mr. Chetwood from the committee to whom was referred the report of the commissioner appointed to erect a new State Penitentiary, asked leave to be discharged, which was agreed to.

Mr. Chetwood then offerred the following :

Resolved, (Council concurring) That the report of the commissioner appointed to erect a new State Penitentiary be referred to a joint-committee, and that such committee be instructed to enquire if any and what alteration are necessary in the existing laws for the internal regulation and police of the new State Penitentiary, with leave to report by bill or otherwise.

Which was agreed to, and Messrs. Chetwood, Bleeker, Cooper, Alexander and Davis, appointed the committee.

Ordered, That the Clerk inform Council that the House of Assembly have passed said resolution and have appointed said gentlemen the committee on their part, and request Council to concur in the same, and to appoint a similar committee on their part.

Mr. Young called up the bill entitled " An act supplementary to the act entitled An act to incorporate the Belvidere Delaware Rail Road Company," and while the same was under consideration.

Mr. Flummerfelt offered several petitions in favor of the passage of the said bill.

Which were ordered to lie upon the table.

The said bill was then ordered to be engrossed for a third reading.

Mr. Jobs called up the bill entitled " An act for the relief of Malachi McCollum of Somerset,"

Which was read, agreed to, and ordered to be engrossed for a third reading.

The list of bills on a second reading having been gone through with,

Mr. Strader moved that the House adjourn, which was not agreed to.

On motion of Mr. Alexander the House then went into committee of the whole upon the several bills relating to the Orphans' Court system, Mr. Seely in the chair, and after some time spent therein, the committee rose reported progress, and asked leave to sit again, which was granted.

The House adjourned to to-morrow morning at ten o'clock.

TUESDAY, January 10, 1837.

At ten o'clock the House met.

Mr. Molleson presented a petition from Maria Martin praying to be divorced from her husband, which was referred to Messrs. Molleson, Dellicker and Hunt.

Mr. Molleson presented a petition from many citizens of Middlesex praying an alteration in the existing laws relative to oysters; which was read and referred to Messrs. Molleson, Wills and Gifford.

Mr. Jobs presented a petition from Samuel Reynolds, praying for a pension for revolutionary services, which was referred to Messrs. Jobs, Bray and Logan.

Mr. Bray presented petitions for, and a remonstrance against the passage of the bill supplementary to the act incorporating the Belvidere Delaware Rail Road company;

Which were ordered to lie on the table.

Mr. Chetwood, from the committee on that subject reported a bill entitled "An act to confirm the last will and testament of Ichabod Chandler, late of the township of Elizabeth, in the county of Essex, deceased,"

Which was read and ordered a second reading.

Mr. Flatt from the committee upon that subject, reported No. 20 of unfinished business, being a bill entitled "An act to incorporate the Rahway Bank,"

Which was read and ordered a second reading.

Mr. Bleecker asked and obtained leave to introduce a bill entitled "An act regulating the applications of guardians and others for power to sell lands and other property,"

Which was read, ordered a second reading, and to be printed.

The engrossed bill entitled "An act for the relief of Malachi McCollum of the county of Somerset"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Hunt, |
| Doremus, | Jobs, |
| Dellicker, | Molleson, |
| Dickerson, | Pierson, |
| Duryee, | Strader, |
| Flatt, | Talmage, |
| Flummerfelt, | Valentine,—16. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Larason, |
| Brown, | Ladow, |
| Chetwood, | Ogden, |
| Caldwell, | Pettit, |
| Corsen, | Riggs, |
| Davis, | Richards, |
| Edgar, | Springer, |
| Fenimore, | Seely, |
| Hull, | Wade, |
| Linn, | Young,—21. |
| Logan, | |

On motion of Mr. Jobs,

Ordered, That said bill be laid upon the table.

Mr. Flatt called up the bill entitled "An act to incorporate the Bank of Plainfield in the county of Essex," and the reading of the same by sections was progressed in: while the twelfth section was under consideration.

Mr. Flatt moved to fill the blank in said section with the word "fifty" so as to read.

"That it shall not be lawful for the said Bank to issue any notes or bills, until an affidavit by the President and Cashier shall have been made and filed in the office of the Secretary of State, stating that *fifty* thousand dollars of the capital stock of the said corporation shall have been subscribed and paid, in conformity to the provisions of this act."

Mr. Logan moved that the blank be filled with the words "one hundred,"

Which was disagreed to.

The motion of Mr. Flatt was then agreed to.

The bill was then read through by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Bray called up the bill entitled "An act to incorporate the Hunterdon Rail Road Company," and while the same was under consideration,

Mr. Hunt moved to amend the seventeenth section of said bill by striking out at the end of the section the following words:

"Having, and paying due regard to the rights and interests of individuals which may become vested under this act," so that the proviso to said section shall read;

"Provided however, That the legislature reserve the right to amend or modify this act at any time hereafter, when the public good requires it."

Which amendment was agreed to.

Mr. Chetwood moved to amend the eighth section of said bill, by adding at the close of the same the following:

"Provided however, that the said company shall not in the location and construction of the said rail road, use or occupy any public road, or highway, or any part thereof, further than may be necessary to cross the same in the most direct and shortest line for that purpose, without the consent in writing of a majority of the owners of the land and residents, on the line of said public road or highway, over which it is proposed to construct the said rail road, being first had and obtained."

Which amendment was agreed to.

The said bill having been read through by sections and agreed to.

On motion of Mr. Alexander,

Ordered, That the further consideration of the same be postponed.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed a bill entitled "An act to incorporate the Trenton Flax company,"

To which bill the assent of the House of Assembly is requested.

Council have passed the concurrent resolution from the House of Assembly relating to the appointment of a joint-committee on the report of the commissioner appointed to erect a new State Penitentiary and on other matters relating to said prison, without amendment:

And have appointed Messrs. Kennedy and Kirkpatrick members of the committee on their part.

The bill from Council entitled "An act to incorporate the Trenton Flax company,"

Was taken up, read, and ordered a second reading.

Mr. Flummerfelt moved that the House adjourn; which was not agreed to.

Mr. Molleson called up the bill entitled "An act to authorise the sale of the real estate of William R. Baricklo, late of the county of Middlesex, deceased,"

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Young moved that the House adjourn,

Upon which motion Mr. Chetwood called for the yeas and nays, which were ordered,

Upon the question, shall the motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Caldwell, | Messrs. | Jobs, |
| | Corsen, | | Logan, |
| | Dickerson, | | Lalor, |
| | Davis, | | Ladow, |
| | Edgar, | | Pierson, |
| | Flatt, | | Pettit, |
| | Flummerfelt, | | Riggs, |
| | Fenimore, | | Strader, |
| | Gifford, | | Valentine, |
| | Hull, | | Wade, |
| | Hunt, | | Young,—22. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Linn, |
| | Bleecker, | | Larason, |
| | Bray, | | Molleson, |
| | Brown, | | Ogden, |
| | Chetwood, | | Richards, |
| | Cooper, | | Springer, |
| | Doremus, | | Seely, |
| | Dellicker, | | Talmage, |
| | Duryee, | | Wills,—18. |

So the House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Johnes presented a petition from Mary Hillyer, praying to be divorced from her husband.

Which was read and referred to Messrs. Johnes, Riggs and Dickerson.

Mr. Burtis asked and obtained leave to present a bill entitled "An act to authorise a trustee therein named, to sell certain real estate whereof Nathaniel Britton, late of the county of Monmouth, died seized,"

Which was read and ordered a second rrading.

Mr, Burtis presented a petition from the heirs of Nathaniel Britton, late of Monmouth county, deceased, praying for the passage of the above bill ;

Which was ordered to lie on the table.

Mr. Fries presented a petition from Nicholas Olmstead praying a law to enable him to execute a certain contract therein mentioned,

Which was read and referred to Messrs. Fries, Lalor and Doremus.

Mr. Moleson from the committee upon that subject, reported a bill entitled "An act to dissolve the marriage contract between Maria Martin and Leonard Martin,"

Which was read and ordered a second reading.

Ordered, That the printing of the same be dispensed with.

Mr. Bleecker asked and obtained leave to introduce a bill entitled "An act to incorporate the Morristown Fire Company of Morristown, in the county of Morris;"

Which was read and ordered a second reading.

Mr. Strader, from the committee to whom had been recommitted the bill entitled "An act to relieve Bartholomew Lott, of the county of Sussex," reported the said bill in an amended form ;

Which was read and ordered a second reading.

Ordered, That the printing of the same be dispensed with.

Mr. Alexander called up the resolution lying upon the table, authorising the purchase of a clock for the Assembly room, and moved that the same be agreed to.

On which motion the yeas and nays were called for and ordered :

And on the question, shall this resolution be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Lalor, |
| Brown, | Ladow, |
| Chetwood, | Molleson, |
| Cooper, | Pierson, |
| Caldwell, | Riggs, |
| Corsen, | Richards, |
| Doremus, | Springer, |
| Flatt, | Seely, |
| Fenimore, | Wade, |
| Fries, | Wills,—21. |
| Hunt, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hull, |
| Bray, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Linn, |
| Conover, | Logan, |
| Dellicker, | Larason, |
| Dickerson, | Ogden, |
| Duryee, | Pettit, |
| Davis, | Strader, |
| Edgar, | Valentine, |
| Flummerfelt, | Young,—23. |
| Gifford, | |

On motion of Mr. Chetwood,

Ordered, That the said resolution lie upon the table.

Mr. Jobs called up the engrossed joint-resolution disposing of the public printing, and moved that the same be recommitted, which was agreed to.

The engrossed bill entitled "An act to authorise the sale of real estate late of Moses Moore, deceased,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered that the Speaker sign the same, and that the Clerk carry the same to Council, and inform them that the House have passed said bill, and request their concurrence.

On motion of Mr. Molleson,

The House went into committee of the whole upon the several bills relating to the Orphans' Court System, Mr. Seely in the Chair, and after some time spent therein, the committee rose, reported progress, and asked leave to sit again, which was granted.

On motion of Mr. Chetwood,

Ordered, That this House will go into the committee of the whole on each successive afternoon of its sitting upon the bills relating to the Orphans' Court System, until the same shall have been gone through with in said committee.

Mr. Wills moved to reconsider the vote recommitting the joint-resolutions disposing of the public printing, and while the same was under consideration,

On motion of Mr. Molleson,

The House adjourned to Wednesday morning at ten o'clock.

WEDNESDAY, January 11, 1837.

At ten o'clock the House met.

Mr. Tuttle presented a petition from the heirs of Caleb Wheeler, late of the county of Essex, deceased, praying a law to authorise the sale of real estate therein named;

Which was referred to Messrs. Tuttle, Linn and Talmage.

Mr. Tuttle presented a petition from Ambrose Williams and Prussia Gardner, for an act to authorise the sale of certain real estate therein named,

Which was read and referred to Messrs. Tuttle, Hunt and Hall.

Mr. Ladow from the committee upon that subject, reported a bill entitled "An act to authorise the Board of Chosen Freeholders of the county of Cumberland, to erect a Bridge over Dividing Creek,"

Which was read, ordered a second reading and to be printed.

Mr. Larason from the committee upon that subject, reported a bill entitled "An act to incorporate the Lambertsville Bank," which was read and ordered a second reading.

Mr. Chetwood offered the following:

Resolved, That all private bills from Council, shall be referred to a committee before they receive the action of this House,

Which was read and agreed to.

The engrossed bill entitled "An act to authorise the sale of the real estate of William R. Barricklo, late of the county of Middlesex, deceased,"

Was taken up, read a third and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Corsen, |
| Bleecker, | Doremus. |
| Bray, | Dellicker. |
| Brown, | Dickerson, |
| Burtis, | Duryee, |
| Budd, | Davis, |
| Chetwood, | Edgar. |
| Conover, | Flummerfelt, |
| Cooper, | Fenimore, |
| Caldwell, | Fries, |

| | |
|---|---|
| Messrs. Gifford. | Messrs. Pettit, |
| Hull, | Riggs, |
| Jobs, | Richards, |
| Johnes, | Strader, |
| Linn, | Springer, |
| Logan, | Seely, |
| Larason, | Tuttle. |
| Ladow. | Talmage, |
| Molleson, | Valentine, |
| Ogden, | Wade, |
| Pierson, | Young,—42. |

NAYS.

Mr. Flatt, Mr. Hunt,—2.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill, and request their concurrence.

Mr. Strader called up the bill entitled "An act to authorise limited partnerships."

Mr. Alexander moved that the further consideration of the bill be postponed,

Which was not agreed to.

Whereupon said bill was ordered to be re-engrossed.

Mr. Conover called up the bill entitled "An act to authorise James Craig Jr. and Ebenezer Conover, administrators of Wykoff Conover, deceased, to execute a certain contract made with Aaron Brewer, of the county of Monmouth, for the sale of certain real estate,"

Which was read a second time by sections, amended and agreed to, and the said bill ordered to be engrossed for a third reading.

Mr. Tuttle called up the bill entitled "An act to incorporate the Commercial Bank of Newark,"

And while the same was under consideration,

Mr. Molleson moved to strike out the first and second provisoes in the first section,

Which read as follows:

"Provided that the said corporation shall in no case be the owner of any ships or vessels, or directly deal or trade in any thing, except bills of exchange, promissory notes, gold or silver bullion, stock of the United States, and such ships, goods, wares and merchandise as shall be truly pledged to them by way of security for debts due, owing or proving due to the said corpo-

ration, or purchased to secure such debts, or on the sale of goods which shall be the produce of its funds: Provided also that the real estate which it shall be lawful for the said corporation to hold, shall be only such as may be necessary for its immediate accommodation, for the convenient transaction of its business, or such as shall have been bona fide mortgaged to it by way of security for loans or contracts made, or conveyed to it in full or in part satisfaction of debts previously contracted in the course of its dealings, or purchased upon judgment, for the purpose of bona fide securing any debt or debts due to the said corporation,"

And to insert in lieu thereof the following:

"Provided, That the said corporation shall not directly or indirectly deal or trade in any thing except bills of exchange, prommissory notes, gold or silver bullion: Provided also that the real estate which it shall be lawful for the said corporation to hold, shall be only such as may be necessary for its immediate accommodation for the convenient transaction of its business, or such as shall be bona fide mortgaged to it by way of security for debts due the said corporation, or purchased upon judgments entered or obtained for debts due it,"

Which was read and agreed to.

Mr. Alexander moved to amend the fourteenth section of said bill by inserting before the word 'fifty,' the words *one hundred and*; so as to read:

"That it shall not be lawful for the said bank to issue any notes or bills, until an affidavit by the President and Cashier shall have been made and filed in the office of the secretary of state, stating that *one hundred and* fifty thousand dollars of the capital stock of the said corporation shall have been subscribed and paid in, conformable to the provisions of this act."

Mr. Jobs moved to amend the amendment by inserting in lieu thereof and of the word 'fifty,' in said section, the word *two thousand*,

Which was not agreed to.

The question then recurring upon the original amendment, the same was agreed to.

Mr. Strader moved to amend the same section, by inserting at the end thereof the following:

"Provided, That the whole of the capital stock of said bank shall be subscribed and paid in within ten years from the passage of this act,

And while the same was under consideration,

On motion of Mr. Jobs,

The further consideration of the said bill was ordered to be postponed.

A message from Council by Mr. Westcott their secretary in-

formed the House that Council have passed the following bills viz :

" A supplement to the act entitled an act abolishing imprisonment for debt in certain cases, passed February nineteenth, one thousand eight hundred and thirty."

And " An act to incorporate the Globe mill manufacturing company in the county of Essex,"

To which bills the assent of the House of Assembly is requested.

The bill from Council entitled " A supplement to an act entitled an act abolishing imprisonment for debt in certain cases, passed February nineteenth, one thousand eight hundred and thirty,"

Was taken up, read and ordered a second reading.

The bill from Council entitled " An act to incorporate the Globe mill manufacturing company, in the county of Essex,"

Was taken up and refered to Messrs. Pierson, Blane and Duryee.

Mr. Flatt called up the resolution lying on the table, authorizing the purchase of a clock for the Assembly room ; and moved that the same be agreed to,

Upon which motion the yeas and nays were called for and ordered, and on the question, shall this resolution be agreed to ?

The Clerk proceeded to call the House, upon the name of Mr. Hunt being called, Mr. Hunt being in his seat, declined voting.

Mr. Chetwood moved that Mr. Hunt be excused from voting, which was not agreed to.

Mr. Hunt then voted, and the call of the House proceeded and determined the said motion in the affirmative as follows;

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Lalor, |
| | Brown, | | Ladow, |
| | Burtis, | | Molleson, |
| | Budd, | | Pierson, |
| | Chetwood, | | Riggs, |
| | Cooper, | | Richards, |
| | Doremus, | | Strader, |
| | Dellicker, | | Springer, |
| | Flatt, | | Seely, |
| | Fenimore, | | Tuttle, |
| | Fries, | | Wade, |
| | Hull, | | Wills, |
| | Hunt, | | Young,—26. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs, Gifford, |
| Bray, | Hull, |
| Blane, | Jobs, |
| Conover, | Johnes, |
| Caldwell, | Linn, |
| Corsen, | Larason, |
| Dickerson, | Ogden, |
| Duryee, | Pettit, |
| Davis, | Talmage, |
| Edgar, | Valentine,—21. |
| Flummerfelt, | |

The House then adjourned to this afternoon at three o'clock.

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At three o'clock the House met.

Mr. Saunier presented a petition from Stephen H. Lutkins, praying compensation for services therein specified;

Which was read and referred to Messrs. Saunier, Alexander and Fenimore.

Mr. Burtis presented a petition from Abigail Ely, praying to be divorced from her husband;

Which was read and referred to Messrs. Burtis, Budd and Ladow.

Mr. Tuttle presented a petition from James Stites, Jr. praying to be divorced from his wife;

Which was read and referred to Messrs. Tuttle, Linn and Conover.

Mr. Seely from the committee upon that subject, reported a bill entitled "A further supplement to an act entitled an act respecting slaves, passed March fourteenth, seventeen hundred and ninety eight,"

Which was read, ordered a second reading and to be printed.

Mr. Johnes from the committee upon that subject, reported a bill entitled "An act to divorce Mary Hillyer from her Husband,"

Which was read and ordered a second reading.

Mr. Pierson from the committee upon that subject, reported the bill from Council entitled "An act to incorporate the Globe mill manufacturing company in the county of Essex," without amendment;

Which bill was read and ordered a second reading.

Mr. Tuttle from the Committee upon that subject, reported a

bill entitled "An act to authorize the sale of John Gardner's real estate."

Which was read and ordered a second reading.

Mr. Burtis called up the bill entitled "An act to divorce Elenor Patten from her husband Stephen Patten," and moved that the printing of the same be dispensed with; which was agreed to.

On motion of Mr. Jobs, the House went into committee of the whole, upon the several bills relating to the Orphan's Court system, Mr. Seely in the chair, and after some time spent therein, the committee rose, reported progress, and asked leave to sit again;

Which was granted.

Mr. Tuttle called up the bill entitled "An act to incorporate the Commercial Bank of Newark," it being the unfinished business of the morning, and the question being upon the adoption of the amendment offerred by Mr. Strader to the fourteenth section of the said bill, as follows;

"Provided, That the whole of the capital stock of said Bank shall be subscribed and paid in within ten years from the passage of this act."

The yeas and nays were called for upon the said amendment and ordered; and on the question, shall this amendment be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Edgar, |
| | Brown, | | Fenimore, |
| | Burtis, | | Gifford, |
| | Budd, | | Hull, |
| | Conover, | | Hall, |
| | Caldwell. | | Jobs, |
| | Doremus, | | Johnes, |
| | Dickerson, | | Molleson, |
| | Duryee, | | Riggs,—18. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Flatt, |
| | Chetwood, | | Flummerfelt, |
| | Cooper, | | Fries, |
| | Corsen, | | Hunt, |
| | Davis, | | Linn, |

| | |
|---|---|
| Messrs. Larason, | Messrs. Seely, |
| Lalor, | Tuttle, |
| Ladow, | Talmage, |
| Ogden, | Valentine, |
| Pettit, | Wills, |
| Pierson, | Wade, |
| Richards, | Young,—21. |
| Springer, | |

The fourteenth section was then agreed to.

Mr. Jobs moved to consider the thirteenth section, which was agreed to.

Mr. Jobs then moved that the further consideration of said bill be postponed; which was agreed to.

Mr. Burtis called up the bill entitled "An act to divorce Eleanor Patten from her husband Stephen Patten," and the first section of the same having been read, together with the documents accompanying said bill,

The House disagreed to the said section.

On motion of Mr. Bray,

Ordered, That said bill lie upon the table.

Mr. Seely called up the bill entitled "An act to incorporate the People's Bank at Bridgeton," and while the same was under consideration, Mr. Molleson moved to amend the first section by striking out the following;

"Provided, That the said corporation shall in no case be owner of any ships or vessels, or directly trade or deal in anything except bills of exchange, promnissory notes, gold or silver bullion, public stocks, and such ships and vessels, goods, wares and merchandise, as shall be truly pledged to them by way of security for debts owing or proving due to said corporation, or purchased to secure such debts due, or on the sale of goods which shall be the produce of its land: Provided also, that the real estate which it shall be lawful for the said corporation to hold, shall be only such as may be necessary for its immediate accommodation, for the convenient transaction of its business; or such as shall have been bona fide mortgaged to it by way of security for loans, for contracts made, or conveyed to it in full or in part satisfaction of debts previously contracted in the course of its dealings, or purchased upon judgment for the purpose of bona fide securing any debt or debts due to the said corporation,"

And inserting in lieu thereof the following;

"Provided that the said corporation shall not directly or indirectly deal or trade in any thing except bills of exchange, prommissory notes, gold or silver bullion: Provided also, that the real estate which it shall be lawful for the said corporation

to hold, shall be only such as may be necessary for its immediate accommodation, for the convenient transaction of its business, or such as shall be bona fide mortgaged to it by way of security for debts due the said corporation, or purchased upon judgments entered or obtained for debts due it,"

Which was read and agreed to.

Mr. Riggs moved to amend the fifteenth section by striking out the word 'fifty,' and inserting the words *one hundred*, so as to read,

"That it shall not be lawful for the said bank to issue any notes or bills, until an affidavit by the President and Cashier, shall have been made and filed in the office of the Secretary of State, stating that *one hundred* thousand dollars of the capital stock of the said corporation, shall have been paid in, conformably to this act,

Which was agreed to.

Mr. Alexander moved to amend the same section, by adding thereto the following:

"Provided, that the whole of the capital stock of the said corporation, shall be paid in within ten years from the passage of this act."

Upon which motion the yeas and nays were called for and ordered; and on the question, shall this amendment be agreed to?

It was determined in the affirmative, as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fenimore, |
| Bleecker, | Gifford, |
| Bray, | Hull, |
| Brown, | Hall, |
| Blane, | Jobs, |
| Burtis, | Johnes, |
| Conover, | Molleson, |
| Caldwell, | Pettit, |
| Doremus, | Riggs, |
| Dellicker, | Saunier, |
| Dickerson, | Strader, |
| Duryee, | Springer,—25. |
| Edgar, | |

NAYS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Chetwood, |

| | |
|---|---|
| Messrs. Cooper, | Messrs. Ogden, |
| Corsen, | Pierson, |
| Davis, | Richards, |
| Flatt, | Seely, |
| Flummerfelt, | Tuttle, |
| Fries, | Talmage, |
| Hunt, | Valentine, |
| Linn, | Wade, |
| Larason, | Wills, |
| Lalor, | Young,—23. |
| Ladow, | |

The fifteenth section, as amended was then agreed to.

Mr. Flatt moved to amend the sixteenth section by striking therefrom, at the end of the section the following words; "whenever in their opinion the public good requires it;" so as to read,

"That it shall and may be lawful for the legislature of this state, at any time hereafter, to alter, modify or amend this act,"

Which was not agreed to.

On motion of Mr. Jobs,

Ordered, That the further consideration of said bill be postponed.

A message from Council by Mr. Westcott their secretary, informed the House that Council have disagreed to the bill from the House of Assembly entitled "An act for the relief of Susan Cook of the county of Morris," and herewith return the same.

On motion, the House adjourned to to-morrow morning at ten o'clock.

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THURSDAY, January 12, 1837.

At ten o'clock the House met.

Mr. Brown presented a memorial from the Common Council of Trenton, requesting the passage of the law granting to the Belvidere Delaware Rail Road Company banking privileges;

Which was read ordered to lie upon the table.

Mr. Saunier presented the petition of John M. Cornelison and his associate, trustees on the part of the state charged with the

care of the estate of John G. Lake, deceased: praying for a law to authorise the sale of said estate;

Which was read and referred to Messrs. Saunier, Pierson and Lalor.

Mr. Chetwood presented a petition from John I. Bryant and others, praying a law to incorporate a company to manufacture gum-elastic fabrics;

Which was read and referred to Messrs. Chetwood, Ogden and Johnes.

Mr. Fenimore presented two remonstrances from sundry citizens of Bloomsbury, against granting further privileges to the Trenton Delaware falls company;

Which was referred to Mess. Fenimore, Springer and Duryee.

Mr. Davis presented a petition from Hannah Pevrich for a divorce from her husband;

Which was read and ordered to lie upon the table.

Mr. Johnes from the committee on that subject reported a bill entitled "An act to extend the charter of the Trenton Banking company,"

Which was read and ordered a second reading.

Mr. Saunier from the committee upon that subject, reported a bill entitled "An act for the relief of Stephen H. Lutkins of the county of Bergen,"

Which was read and ordered a second reading.

Mr. Tuttle from the committee upon that subject reported a bill entitled "An act to authorise the sale of the real estate of Caleb Wheeler, deceased, and for other purposes,"

Which was read and ordered a second reading.

Mr. Flatt asked and obtained leave to present a petition from sundry citizens of Upper Rahway, praying the incorporation of a company to construct a rail road from that place to Elizabethtown Point;

Which was read and referred to Messrs. Flatt, Ladow and Doremus.

Mr. Wills called up the report of the committee upon unfinished business, and moved that No. 7, being a bill entitled "An act for the more just and equal distribution of the estates of insolvents," be recommitted.

Which was agreed to; and Messrs. Wills, Dickerson and Riggs were appointed said committee.

Mr. Chetwood called up No. 28, of the unfinished business, being a bill entitled "An act for the more equal representation of the several counties in this state,"

Which was referred to Messrs Chetwood, Gifford and Young.

The engrossed bill entitled "An act to authorise James Craig, Jr. and Ebenezer Conover, administrators of Wikoff

Conover, deceased, to execute a certain contract made with Aaron Brewer of the county of Monmouth, for the sale of certain real estate,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Seely called up the bill entitled "An act to incorporate the People's Bank of Bridgeton," and moved that the second section of the same be reconsidered;

Which was agreed to.

Mr. Seely then moved to strike out the word 'two' and insert the word *one*, in the first line, so as to read:

"That the capital stock of the said corporation shall be *one* hundred thousand dollars."

Which was agreed to.

Mr. Seely then moved to reconsider the third section, which was agreed to.

Mr. Seely moved to strike out the word 'two,' and insert the word *one* in the first line, so as to read:

"That as soon as *one* thousand shares of the said stock shall be subscribed," &c., which was agreed to.

Mr. Davis moved to amend the same section in the second line by inserting after the woods "paid in," the following:

"In gold or silver, or notes of specie paying banks of New Jersey or Philadelpha," which was agreed to.

Mr. Seely moved to reconsider the fifteenth section, which was agreed to.

Mr. Seely then moved to amend the same, by striking out the words 'one hundred' in the third line, and inserting the word *fifty*; so as to read:

"That it shall not be lawful for the said Bank to issue any notes or bills, until an affidafit by the President and Cashier shall have been made and filed in the office of the Secretary of State, stating that *fifty* thousand dollars of the capital stock of the said corporation shall have been subscribed and paid in,"

Which was agreed to.

The reconsidered sections of the said bill were likewise agreed to, and said bill ordered to be engrossed for a third reading.

Mr Tuttle called up the bill entitled "An act incorporate the Commercial Bank of Newark," and moved to reconsider the second section of the same;

Which was agreed to.

Mr. Tuttle then moved to strike out the word 'five' in the first line of said section, and insert *three* in lieu thereof, so as to read:

"That the capital stock of said corporation shall be *three* hundred thousand dollars," &c.,

Which was agreed to.

Mr. Jobs moved to amend the thirteenth section in the third line, by striking out the words 'that they or any of them, may issue and circulate,' and inserting in lieu thereof the words, '*of the said bank which shall or may be in circulation*, so as to read:

"That the President and directors of said corporation, shall individually and jointly and severally, be and continue liable to every creditor for the payment of any bills obligatory or of credit, note or notes, *of the said bank, which shall or may be in circulation*, and upon demand of payment being made," &c.

And upon the question of agreeing to the said amendment, Mr. Jobs called for the yeas and nays which were ordered;

Upon the question, shall this amendment be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Gifford, |
| | Bleecker, | | Jobs, |
| | Brown, | | Johnes, |
| | Blane, | | Logan, |
| | Burtis, | | Larason, |
| | Conover, | | Riggs, |
| | Caldwell, | | Strader, |
| | Dellicker, | | Talmage, |
| | Duryee, | | Valentine, |
| | Edgar, | | Young,—20. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Budd, | Messrs. | Lalor, |
| | Chetwood, | | Ladow, |
| | Cooper, | | Molleson, |
| | Corsen, | | Ogden, |
| | Dickerson, | | Pettit, |
| | Davis, | | Richards, |
| | Flatt, | | Springer, |
| | Flummerfelt, | | Seely, |
| | Fries, | | Tuttle, |
| | Hull, | | Wade, |
| | Hunt, | | Wills,—22. |

Mr. Riggs moved to strike out the thirteenth section of said bill, and the yeas and nays being called for upon said motion, were ordered :

Upon the question shall this motion be agreed to.

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Edgar, |
| Bicecker, | Gifford, |
| Brown, | Jobs, |
| Blane, | Johnes, |
| Burtis, | Logan, |
| Conover, | Lalor, |
| Doremus. | Larason, |
| Dellicker, | Riggs, |
| Duryee, | Strader,—18. |

NAYS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Ladow. |
| Chetwood, | Molleson, |
| Cooper, | Ogden, |
| Caldwell, | Pettit, |
| Corsen, | Richards, |
| Dickerson, | Springer, |
| Davis, | Seely, |
| Flatt, | Tuttle. |
| Flummerfelt, | Talmage, |
| Fenimore, | Valentine, |
| Fries, | Wade, |
| Hull, | Wills, |
| Hunt, | Young,—27. |
| Linn, | |

Mr. Jobs moved to reconsider the fifteenth section, which was agreed to.

Mr. Jobs then moved to amend the same by inserting at the close thereof the following words :

"And the said corporation shall be governed by any law or laws which shall be hereafter passed by the Legislature of this state concerning banks."

Mr. Blane moved to amend the amendment by inserting the word 'general,' before the word 'law,'

Which was read and agreed to.

The question then recurring upon adopting the amendment offered by Mr Jobs, the yeas and nays were called for by Mr. Burtis, and ordered.

And on the question, shall this amendment be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Dellicker, |
| Bleecker, | Edgar, |
| Brown, | Gifford, |
| Blane, | Jobs, |
| Burtis, | Johnes, |
| Conover, | Logan,—13. |
| Doremus, | |

NAYS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Lalor, |
| Chetwood, | Ladow, |
| Cooper, | Molleson, |
| Caldwell, | Ogden, |
| Corsen, | Pettit, |
| Dickerson, | Riggs, |
| Duryee, | Richards, |
| Davis, | Strader, |
| Flatt, | Springer, |
| Flummerfelt, | Seely, |
| Fenimore, | Tuttle, |
| Fries, | Talmage, |
| Hull, | Valentine, |
| Hunt, | Wade, |
| Linn, | Wills, |
| Larason, | Young,—32. |

Mr. Jobs then offered the following as a sixteenth section to said bill:

"Sec. 16. And be it enacted, that within twenty days after the election of President and Directors agreeably to the provisions of the second section of this act, the commissioners or

persons who shall have conducted the said election, shall deposite in the office of the Clerk in the county of Essex, a certified copy under their hands, of the names of the persons elected, which said certificate, shall by the said clerk be filed in his office; a transcript of which said certificate certified under the hand and seal of office of the said clerk, shall in all cases, be taken as evidence of the fact of their holding the said offices respectively. And the said President and Directors shall be and remain liable, agreeably to the provisions contained in the thirteenth section of this act, until others shall from time to time be elected in their respective places, and whose names shall be certified and recorded in like manner within twenty days after the aforesaid several elections.

Mr. Chetwood called for the yeas and nays upon agreeing to said amendment, which were ordered;

And upon the question shall this amendment be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Edgar, |
| | Bleecker, | | Fenimore, |
| | Brown, | | Gifford, |
| | Blane, | | Jobs, |
| | Burtis, | | Johnes, |
| | Budd, | | Logan, |
| | Conover, | | Larason, |
| | Doremus, | | Riggs, |
| | Dellicker, | | Strader,—19. |
| | Dickerson, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Chetwood, | Messss. | Molleson, |
| | Cooper, | | Ogden, |
| | Caldwell, | | Pettit, |
| | Corsen, | | Richards, |
| | Daryee, | | Saunier, |
| | Davis, | | Springer, |
| | Flatt, | | Seely, |
| | Flummerfelt, | | Tuttle, |
| | Fries, | | Talmage, |
| | Hull, | | Valentine, |
| | Hunt, | | Wade, |
| | Linn, | | Wills, |
| | Lalor, | | Young,—27. |
| | Ladow, | | |

The several sections of said bill which were reconsidered having been agreed to, the same was ordered to be engrossed for a third reading.

Mr. Dickerson moved that the House adjourn, upon which motion the yeas and nays were called for and ordered :

And upon the question, shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Burtis, | Messrs. | Linn, |
| | Budd, | | Larason, |
| | Conover, | | Lalor, |
| | Corsen, | | Molleson, |
| | Dickerson, | | Riggs, |
| | Edgar, | | Saunier, |
| | Flummerfelt, | | Strader, |
| | Fenimore, | | Valentine, |
| | Gifford, | | Wills, |
| | Jobs, | | Young,—20. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hull, |
| | Bleecker, | | Hunt, |
| | Brown, | | Johnes, |
| | Blane, | | Ladow, |
| | Chetwood, | | Ogden, |
| | Cooper, | | Pettit, |
| | Caldwell, | | Richards, |
| | Doremus, | | Springer, |
| | Dellicker, | | Seely, |
| | Duryee, | | Tuttle, |
| | Davis, | | Talmage, |
| | Flatt, | | Wade,—25. |
| | Fries, | | |

Mr. Burtis moved that the House adjourn upon which motion the yeas and nays were called for and ordered ;

And on the question, shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Jobs, |
| Burtis, | Linn. |
| Budd, | Larason, |
| Conover, | Lalor. |
| Corsen, | Riggs. |
| Doremus, | Saunier, |
| Dickerson, | Strader, |
| Edgar, | Valentine. |
| Flatt, | Wills, |
| Flummerfelt, | Young,—21. |
| Gifford, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Brown, | Ladow, |
| Blane, | Molleson, |
| Chetwood, | Ogden, |
| Cooper, | Pettit, |
| Caldwell, | Richards, |
| Dellicker, | Springer, |
| Duryee, | Seely, |
| Davis, | Talmage, |
| Fries, | Wade,—21. |
| Hunt, | |

Mr. Johnes called up the bill entitled " An act to incorporate the Bank of Washington, South river, in Middlesex county,"

And while the same was under consideration,

Mr. Alexander moved to amend the second section of said bill by striking out the following words :

" To have and purchase, receive and possess, enjoy and retain, to them and their successors, lands, tenaments and hereditaments, goods chattels and effects, of what nature or kindsoever ; and the same to grant, demise, alien, or dispose of ; and also,"

And to insert at the end of the section the following :

" Provided, That the said corporation shall not directly, or indirectly, deal or trade in any thing except bills of exchange, prommissory notes, gold or silver bullion : Provided also, that the real estate of which it shall be lawful for the said corporation to hold, shall be only such as may be necessary for its im-

mediate accommodation, for the convenient transaction of its business, or such as shall be bona fide mortgaged to it by way of security for debts due the said corporation or purchased upon judgments entered or obtained for debts due it."

Mr. Chetwood moved to amend the amendment, by inserting the word *specie*, between the words 'notes' and 'gold,' in the proviso offerred,

Which was agreed to.

The amendment was then agreed to.

Mr. Wills moved to amend the eighth section by inserting at the end thereof, the following words:

"Which office shall be located at Washington South River,"

Which was agreed to.

Mr. Alexander moved to amend the fourteenth section by inserting at the close thereof the following:

"Provided, That the whole amount of the capital stock of the said corporation shall be paid in within ten years from the passage of this act,"

Which was agreed to.

Mr. Hunt moved to amend the thirteenth section by striking out the words 'twenty five' and inserting the word *fifty*, so as to read:

"That it shall not be lawful for the bank to issue any notes or bills until an affidavit by the President and Cashier shall have been made and filed in the office of the Secretary of State, stating that *fifty* thousand dollars of the capital stock of the said corporation shall have been subscribed and paid in,"

And while the same was under consideration, Mr. Hunt withdrew the motion.

Mr. Wills renewed the motion just withdrawn, when the same was not agreed to.

Mr. Alexander moved that the further consideration of said bill be postponed.

Which was agreed to.

The House adjourned to this afternoon at three o'clock.

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At three o'clock the House met.

Mr. Burtis from the committee upon that subject, reported a bill entitled "An act to dissolve the marriage contract between Abigail Ely and William her husband,"

Which was read and ordered a second reading.

Mr. Chetwood from the committee upon that subject, reported a bill entitled "An act to incorporate the Gum-elestic manufacturing company,"

Which was read and ordered a second reading.

Mr. Bleecker called up the bill entitled "An act regulating the applications of guardians and others, for power to sell land and other property,"

The same having been read a second time by sections, and agreed to,

It was ordered to be engrossed for a third reading.

Mr. Ladow called up the bill entitled "An act to authorise the board of chosen freeholders, of the county of Cumberland, to erect a bridge over Dividing Creek,"

Which was read by sections, amended and agreed to, and ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed the bill from the House of Assembly entitled "An act to authorise the sale of certain real estate of Amos Forsyth, a minor, in the township of Nottingham, and county of Burlington, without amendment.

Council have passed a bill entitled "An act to dissolve the marriage contract between Sarah Ann Wright and Lyman Wright,"

To which bill the assent of the House of Assembly is requested.

The bill from Council entitled "An act to dissolve the marriage contract between Sarah Ann Wright and Lyman Wright,"

Was read and referred to Messrs. Caldwell, Lalor and Springer.

Mr. Molleson called up the bill entitled "An act to divorce Maria Martin; from her husband Leonard Martin;"

And the same having been read a second time and agreed to; it was ordered to be engrossed for a third reading.

Mr. Chetwood called up the bill entitled "An act to confirm the last will and testament of Ichabod Chandler, late of the township of Elizabeth, in the county of Essex, deceased,"

Which was read a second time and agreed to, and ordered to be engrossed for a third reading.

Mr. Springer asked and obtained leave to introduce a bill entitled "An act concerning marsh and meadow land lying between the Amicable and Union companies on Oldman's Creek in the township of Upper Penns' Neck, county of Salem,"

Which was read and ordered a second reading.

Mr. Springer asked and obtained leave to call up the bill entitled "An act concerning the marsh and meadow lying between the fast land of John Somers, on Oldman's Creek, and the fast land of Benjamin Pevrich, on the river Delaware, in

the township of Upper Penn's Neck, county of Salem."

Mr. Springer moved that the said bill be stricken from the files of the House;

Which was agreed to.

Mr. Alexander asked and obtained leave to introduce a bill entitled "An act to incorporate the Canton Silk manufacturing company, to be located at or near Spotswood in the county of Middlesex,"

Which was read and ordered a second reading.

Mr. Strader called up the bill entitled "An act for the relief of Bartholomew Lott, of the county of Sussex," and while the same was under consideration,

Mr. Tuttle moved to strike out the preamble to said bill;

Which was agreed to.

The said bill was then agreed to and ordered to be engrossed for a third reading.

Mr. Johnes called up the bill entitled "An act to divorce Mary Hillyer from her husband William Hillyer," and while the same was under consideration,

Mr. Alexander moved that the same be laid upon the table.

On motion of Mr. Molleson, the House went into committee of the whole. Mr. Seely in the chair, on the several bills relating to the Orphans' Court System, and after some time spent therein, the committee rose, reported progress, and asked leave to sit again; which was granted.

The House adjourned to to-morrow morning at ten o'clock.

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FRIDAY, January, 13, 1837.

At ten o'clock the House met.

Mr. Jobs from the committee upon the subject of disposing of the public printing, reported the resolutions recommitted to them with an amendment, to wit:

In the third resolution the name of 'William Boswell' stricken out, and that of *Joseph Justice* inserted;

Which amendment was read and the same agreed to.

Mr. Flatt from the same committee reported the following from a majority of the committee of Assembly:

"A majority of the committee of Assembly, to whom was committed the printing resolutions, agree to report the same amended as follows;

1. Resolved by the Council and General Assembly of this State, That Tuttle, Harrison & Co. of Newark, be employed to print the votes and proceedings of the Assembly of the present session; that they print thirteen hundred copies thereof, and be paid therefor the sum of twenty-two dollars per sheet.

2. Resolved, That Samuel P. Hull of Morristown, be employed to print the journal of the Legislative Council and of joint-meeting of the present session; that he print thirteen hundred copies thereof, and be paid therefor the sum of twenty-two dollars per sheet.

3. Resolved, That William Bossell of Trenton, be employed to print sixteen hundred copies of the laws of the present session of the Legislature, on the large octavo pages heretofore used; and that he be paid the sum of thirty two dollars per sheet.

4. Resolved, That Joseph Pugh of Mount Holly, be employed to print sixteen hundred copies of the law reports, at thirty two dollars per sheet; and that Edward Sanderson be employed to print the Chancery reports, the same number of copies, and at the same prices as the law reports: and that both reports shall be printed on as good paper, and with the large octavo pages heretofore used.

5. Resolved, That the printers named in the above resolutions, and each and every one of them, shall, before they enter upon the duties of printing as aforesaid, enter into bond to the Treasurer of this state, in such sums as he shall require, and with such security as he shall approve of, for the true and faithful performance of their respective duties.

JOHN BLANE,
JACOB FLATT,
AMOS CORSON.

Mr. Blane moved that the counter report made by Mr. Flatt, be ordered to a second reading, which was not agreed to.

Mr. Chetwood moved that both reports be laid upon the table; which was agreed to.

Mr. Chetwood from the committee upon that subject reported a bill entitled "An act to provide for the more equal and just representation of the several counties of this state in the General Assembly, passed the twentieth day of February, eighteen hundred and thirty,"

Which was read, ordered a second reading, and to be printed.

Mr. Caldwell, from the committee to whom had been referred the bill from Council entitled "An act to dissolve the marriage contract between Sarah Ann Wright and Lyman Wright," reported the same without amendment.

Ordered, That said bill have a second reading.

Mr. Blane asked and obtained leave to introduce a bill entitled "An act to compel the appearance of incorporations to indictments and informations;"

Which was read, ordered a second reading and to be printed.

Mr. Seely from the committee upon that subject, reported a bill entitled "An act to provide for the calling of a convention of delegates of the people of New Jersey."

Which was read and ordered a second reading, and to be printed.

The engrossed bill entitled "An act to confirm the last will and testament of Ichabod Chandler late of the township of Elizabeth in the county of Essex,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was decided in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hull, |
| | Bleecker, | | Hunt, |
| | Brown, | | Jobs, |
| | Blane, | | Johnes, |
| | Burtis, | | Linn, |
| | Budd, | | Logan, |
| | Chetwood, | | Larason, |
| | Conover, | | Lalor, |
| | Cooper, | | Ladow, |
| | Caldwell, | | Molleson, |
| | Corsen, | | Pettit, |
| | Doremus, | | Riggs, |
| | Dellicker, | | Richards, |
| | Dickerson, | | Strader, |
| | Duryee, | | Springer, |
| | Davis, | | Seely, |
| | Edgar, | | Tuttle, |
| | Flatt, | | Talmage, |
| | Flummerfelt, | | Valentine, |
| | Fenimore, | | Wade, |
| | Gifford, | | Young,—42. |

NAY.

Mr. Wills,—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill, and request their concurrence.

The engrossed bill entitled "An act for the relief of Bartholomew Lott of the county of Sussex,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hull, |
| | Bleecker, | | Hunt, |
| | Brown, | | Jobs, |
| | Blane, | | Linn, |
| | Burtis, | | Larason, |
| | Budd, | | Logan, |
| | Chetwood, | | Lalor, |
| | Conover, | | Ladow, |
| | Cooper. | | Molleson, |
| | Caldwell, | | Pettit, |
| | Corsen, | | Richards, |
| | Dellicker, | | Strader, |
| | Dickerson, | | Springer, |
| | Duryee, | | Seely, |
| | Davis, | | Talmage, |
| | Edgar, | | Valentine, |
| | Flatt, | | Wade, |
| | Flummerfelt, | | Wills, |
| | Fenimore, | | Young.—39. |
| | Gifford, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Doremus, | Mr. | Tuttle,—3. |
| | Riggs, | | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act regulating the applications of guardians and others for power to sell lands and other property,"

Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to authorise the Board of Chosen Freeholders of the county of Cumberland to erect a Bridge over Dividing Creek,"

Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Brown, | Linn, |
| Blane, | Logan, |
| Burtis, | Larason, |
| Budd, | Lalor, |
| Conover, | Ladow, |
| Cooper, | Molleson, |
| Caldwell, | Pettit, |
| Corsen, | Riggs, |
| Doremus, | Richards, |
| Dellicker, | Strader, |
| Duryee, | Springer, |
| Davis, | Seely, |
| Edgar, | Tuttle, |
| Flatt, | Talmage, |
| Flummerfelt, | Valentine, |
| Fenimore, | Wills, |
| Hull, | Wade, |
| Hunt, | Young,—38. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Gifford, |
| Dickerson, | Johnes,—4. |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Young called up the bill entitled "An act supplementary to an act entitled an act to incorporate the Belvidere Delaware Rail Road Company," and moved that the same be recommitted; which was agreed to; and Mr. Young appointed Chairman of the committee upon that subject in the place of Mr. Valentine, Speaker pro tempore.

Mr. Chetwood called up the bill entitled "An act to incorporate the Citizens' Bank of Elizabethtown," and moved that the same be recommitted; which was agreed to.

Mr. Flatt called up the bill entitled "An act to incorporate the Bank of Plainfield in the county of Essex," and moved that the same be recommitted; which was agreed to.

Mr. Linn called up the bill entitled "An act incorporating the Sparta Manufacturing Company in the county of Sussex," and while the same was under consideration,

Mr. Mollesson moved to amend the second section, by inserting at the close thereof the following:

"Provided, That the whole of the capital stock of the said corporation, shall be paid in within ten years from the passage of this charter, or the rights and privileges hereby granted shall cease and be void."

And while the said amendment was under consideration, on motion of Mr. Molleson,

Ordered, That the further consideration of the said bill be postponed.

The clerk then proceed to call the list of bills on a second reading, and in its place called bill No. 57, being a bill entitled "An act to divorce Eleanor Patten from her husband Stephen Patten,"

Which bill Mr. Burtis called up.

Objections being made,

The Speaker decided that said bill, having been read a second time, the first and only section thereof having been disagreed to, and the bill ordered by the House to lie upon the table, had lost its place on the list, and could not be called.

Mr. Molleson moved to take up said bill in order to have it dismissed from the files of the House:

Which was agreed to, and said bill dismissed accordingly.

Mr. Conover called up the bill entitled "An act to authorise trustees therein named, to sell and convey certain real estate of George Corlies, late of the county of Monmouth, deceased,"

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Flatt called up the bill entitled "An act to incorporate the Rahway Bank,"

And while the same was under consideration,

Mr. Molleson moved to amend the second section of said bill

by striking out the following words :

" To have and purchase, receive and possess, enjoy and retain to them and their successors, lands, tenements, hereditaments, goods, chattels, and effects, of what nature or kindsoever; and the same to grant, demise alien, and dispose of," and insert the following at the end of the section :

" Provided, That the said corporation shall not directly or indirectly deal or trade in any thing except bills of exchange, promissory notes, specie, gold or silver bullion : Provided also, that the real estate which it shall be lawful for the said corporation to hold, shall be only such as may be necessary for its immediate accommodation, for the convenient transaction of its business, or such as shall be bona fide mortgaged to it by way of security for debts due the said corporation, or purchased upon judgments entered or obtained for debts due it,"

Which was agreed to.

Mr. Molleson moved to amend the third section of the bill by inserting the following at the end of the section ;

" Provided, That the whole amount of the capital stock of the said corporation shall be paid in within ten years from the passage of this act."

Mr. Chetwood moved to amend the amendment, by adding thereto the following words :

" Or in default thereof no other part of the said capital stock shall thereafter be called in, or used in any way by the said company."

The question being upon agreeing to the amendment to the amendment, Mr. Chetwood called for the yeas and nays, which were ordered ;

Upon the question, shall the amendment be so amended,

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Larason, |
| Cooper, | Ladow, |
| Corsen, | Pettit, |
| Duryee, | Richards, |
| Flatt, | Seely, |
| Hull, | Tuttle, |
| Hunt, | Valentine, |
| Johnes, | Wade, |
| Linn, | Young,—18. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flummerfelt, |
| Bleecker, | Fenimore, |
| Brown, | Gifford, |
| Blane, | Jobs, |
| Burtis, | Logan, |
| Budd, | Lalor, |
| Conover, | Molleson, |
| Caldwell, | Riggs, |
| Doremus, | Strader, |
| Dellicker, | Springer, |
| Dickerson, | Talmage, |
| Davis, | Wills,—25. |
| Edgar, | |

The question then recurring upon agreeing to the amendment, Mr. Flatt called for the yeas and nays, which were ordered :

On the question shall this amendment be agreed to ?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Jobs, |
| Brown, | Johnes, |
| Blane, | Logan, |
| Burtis, | Lalor, |
| Conover, | Molleson, |
| Caldwell, | Riggs, |
| Doremus, | Strader, |
| Dellicker, | Springer, |
| Dickerson, | Tuttle, |
| Davis, | Valentine, |
| Edgar, | Young,—25. |
| Fenimore, | |

NAYS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Duryee, |
| Cooper, | Flatt, |
| Corsen, | Hull, |

| | |
|---|---|
| Messrs. Hunt, | Messrs. Richards, |
| Linn, | Seely, |
| Larason, | Talmage, |
| Ladow, | Wade, |
| Pettit, | Wills,—16. |

After which the House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Chetwood from the committee upon that subject, reported the bill entitled "An act to incorporate the Citizens' Bank at Elizabethtown," with amendments, which were read.

The second amendment being a proviso to be annexed to the twelfth section, was as follows:

"Provided however, That the whole amount of the capital stock authorised by this act shall be subscribed and paid in within ten years from the passage of this act; or in default thereof no other part of the said capital stock shall thereafter be called in or used in any way by the said company."

Mr. Alexander moved to strike out of the said amendment all after the words 'passage of this act;'

Which was agreed to.

Mr. Molleson moved to strike out of the first section of said bill the following words:

"Provided, That the said corporation, shall in no case, be owner of any ships or vessels, or directly deal or trade in any thing except bills of exchange, promnissory notes, specie, gold or silver bullion, stock of the United States, and such ships or vessels, goods, wares and merchandise, as shall be truly pledged to them by way of security, for debts due, owing or proving due to the said corporation, or purchased to secure such debts, or on the sale of goods which shall be the produce of its lands; Provided also, that the real estate which it shall be lawful for the said corporation to hold, shall be only such as may be necessary for its immediate accommodation for the convenient transaction of its business, or such as shall have been bona fide mortgaged to it by way of security for loans or on contracts, or conveyed to it in full or in part satisfaction of debts previously contracted in the course of its dealings, or pur-

chased upon judgments for the purpose of bona fide securing any debt or debts due to the said corporation,"

And in lieu thereof to insert the following :

"Provided, That the said corporation shall not directly or indirectly deal or trade in any thing except bills of exchange, promissory notes, specie, gold or silver bullion : Provided also, that the real estate which it shall be lawful for the said corporation to hold, shall be only such as may be necessary for its immediate accommodation, for the convenient transaction of its business, or such as shall be bona fide mortgaged to it by way of security for debts due the said corporation, or purchased upon judgment entered or obtained for debts due it;"

Which was agreed to.

Mr. Riggs moved to amend the fourteenth section by striking out in the third line the words :

" That they or any of them may issue or circulate," and inserting in lieu thereof the words : *which may or shall be in circulation*, so as to read :

" That the President and directors of said corporation, shall individually and jointly, and severally, be and continue liable to every creditor, for payment of any and all bills obligatory or of credit, note or notes, *which may or shall be in circulation*," &c.

Upon which motion the yeas and nays were called for and ordered ;

And on the question shall this amendment be agreed to ?

It was determined in the negative as follows ;

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Dickerson, |
| Bleecker, | Edgar, |
| Blane, | Gifford, |
| Burtis, | Jobs, |
| Doremus, | Logan, |
| Dellicker, | Riggs,—12. |

NAYS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Flatt, |
| Chetwood, | Flummerfelt, |
| Cooper, | Fenimore, |
| Caldwell, | Hull, |
| Duryee, | Hunt, |
| Davis, | Linn, |

| | | | |
|---|---|---|---|
| Messrs. | Larason, | Messrs. | Seely, |
| | Lalor, | | Tuttle, |
| | Ladow, | | Talmage, |
| | Molleson, | | Valentine, |
| | Pettit, | | Wade, |
| | Richards, | | Wills, |
| | Strader, | | Young,—27. |
| | Springer, | | |

Mr. Riggs then moved to strike out the whole of the fourteenth section;

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Duryee, |
| | Bleecker, | | Edgar, |
| | Blane, | | Gifford, |
| | Burtis, | | Jobs, |
| | Doremus, | | Logan, |
| | Dellicker, | | Lalor, |
| | Dickerson, | | Riggs,—14. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Budd, | Messrs. | Molleson, |
| | Chetwood, | | Pettit, |
| | Cooper, | | Richards, |
| | Caldwell, | | Springer, |
| | Davis, | | Seely, |
| | Flatt, | | Tuttle, |
| | Flummerfelt, | | Talmage, |
| | Hull, | | Valentine, |
| | Hunt, | | Wade, |
| | Linn, | | Wills, |
| | Ladow, | | Young,—22. |

The several sections of the said bill having been agreed to; the said bill, on motion of Mr. Chetwood, was read a second

time by its title and agreed to, and ordered to be re-engrossed for a third reading.

Mr. Platt, from the committee upon that subject, reported the bill entitled "An act supplementary to an act entitled an act to incorporate the Belvidere Delaware Rail Road Company," with amendments;

Which amendments were read and agreed to, and said bill ordered to be re-engrossed for third reading.

On motion of Mr. Davis,

The bill entitled "An act to incorporate the Burlington county Bank, at Medford, to be located in the town of Medford, in the county of Burlington,"

Was taken up and ordered to be recommitted.

On motion of Mr. Wills,

The bill entitled "An act to incorporate the Bordentown Bank, in the county of Burlington, to be located in the borough of Bordentown,"

Was taken up and ordered to be recommitted.

Mr. Platt called up the bill entitled "An act to incorporate the Rahway Bank," it being the unfinished business of the morning, and while the same was under consideration;

Mr. Molleson moved to strike out the following:

"Article 10. The lands, tenements and hereditaments which it shall be lawful for the said corporation to hold, shall be only such as shall be required for its immediate accommodation in relation to the convenient transaction of business, and such as shall have been in good faith mortgaged to it by way of security or conveyed to it in satisfaction for debts previously contracted in the course of its dealings, or purchased at sales on judgments which shall be obtained for such debts,

Article 11. The corporation shall not directly or indirectly, deal or trade in anything except bills of exchange, promissory notes, specie, gold or silver bullion, or in the sale of the goods which shall be the produce of their lands;"

Which was agreed to.

Mr. Alexander moved to strike out in section six the following words:

"In the county of Essex, within a quarter of a mile of the Presbyterian Church, and between Rahway river and Robertson's branch; and whenever fifty thousand dollars of the capital stock subscribed shall have been actually paid in, they may commence and carry on their banking operations in such place or places, so fixed on by the directors, until the day of payment of the last instalment on the first hundred thousand dollars, and from thence until another place shall be fixed on by the stockholders, for which purpose it shall be the duty of the President to call a meeting of the stockholders at such time not

exceeding one month from the day aforesaid, at such place in Rahway as he may think proper to appoint, giving three weeks notice of said meeting in the newspapers hereinbefore mentioned, at which meeting the stockholders then present, or by proxy, shall proceed to vote by ballot for a permanent situation for transacting the business of said company; and whatever place being within the limits above mentioned shall be fixed on by the stockholders or a majority of them voting as aforesaid, shall be established by the directors as the place of business of the said company;"

So as to leave the section thus:

"And be it enacted, That a majority of the whole number of the aforesaid directors shall have power to fix on a place for transacting the business of said company, until the stockholders or a majority of them, at some general meeting to be called for that purpose, shall decide upon erecting a building and fix the location thereof: Provided always, that the location made as well by the directors above mentioned, as by the stockholders, shall be in Rahway;"

Which was agreed to.

On motion of Mr. Flatt, the further consideration of said bill was ordered to be postponed.

On motion of Mr. Chetwood the House went into committee of the whole, Mr. Seely in the chair, upon the several bills relating to the Orphans' Court system, and having passed sometime therein the committee rose, reported progress, and asked leave to sit again; which was granted.

Mr. Budd moved that when the House adjourn, it adjourn to meet again on Monday afternoon at three o'clock; upon which motion the yeas and nays were called for, and ordered;

And upon the question, shall this motion be agreed to?

It was determined in the negative unanimously.

Mr. Flatt moved that the House now adjourn; upon which motion the yeas and nays were called for and ordered:

And upon the question, shall this motion be agreed to?

It was determined in the affirmative as follows;

YEAS.

| | |
|---|---|
| Messrs. Blane, | Messss. Flatt, |
| Burtis, | Flummerfelt, |
| Cooper, | Fenimore, |
| Doremus, | Gifford, |
| Dellicker, | Hull, |
| Dickerson, | Hunt, |
| Edgar, | Jobs, |

Messrs. Johnes,
Linn,
Larason,
Ladow,
Pettit,
Messrs. Riggs,
Richards,
Valentine,
Wade,—23.

NAYS.

Messrs. Alexander,
Budd,
Molleson,
Strader,
Messrs. Springer,
Seely,
Tuttle,
Young,—8.

So the House adjourned to to-morrow morning at ten o'clock.

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SATURDAY, January 14, 1837.

At ten o'clock the House met.

Mr. Blane asked and obtained leave to present a bill entitled "An act to relieve the inhabitants along the route of the Trenton Delaware Falls company's raceway,"

Which was read, ordered a second reading and to be printed.

Mr. Riggs offerred the following;

Resolved, That a committee be appointed to draft a pattern bank bill.

Mr. Chetwood moved to amend the resolution by adding thereto the following:

And that the said committee be instructed to examine the existing bank charters, and to report amendments correspondent with their pattern bill, whereas the right of alteration and modification is reserved in such charters.

And while the same was under consideration,

On motion of Mr, Riggs,

Ordered, That the resolution and amendment lie upon the table.

Mr. Linn called up the bill entitled "An act incorporating the Sparta Manufacturing company in the county of Sussex," and the amendment offerred by Mr. Molleson yesterday to the second section, being under consideration, the House disagreed to the same.

Mr. Tuttle moved to amend the said section by inserting at the close thereof the following ;

" Provided also, that the funds of the said corporation, or any part thereof shall not be applied to, or used for the purpose of banking, or other object inconsistent with the provisions of this charter,

Which was agreed to.

The said bill was then progressed in by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Flummerfelt called up the bill entitled " An act to incorporate the Warren county Bank,"

And while the second section of the same was under consideration,

On motion of Mr. Tuttle, the said section was postponed.

Mr. Tuttle moved to strike out the tenth and eleventh articles in the ninth section, which read as follows :

" Article 10. The lands, tenements, hereditaments which it shall be lawful for the said corporation to hold, shall be only such as shall be required for its immediate accommodation in relation to the convenient transaction of its business, and such as shall have been in good faith mortgaged to it by way of security, or conveyed to it in satisfaction of debts previously contracted in the course of its dealings, or purchased at sales on judgments which shall be obtained for such debts.

Article 11. The corporation shall not directly or indirectly deal or trade in any thing except bills of exchange, prommissory notes, specie, gold, or silver bullion, or in the sale of goods, which shall be the produce of its lands,"

Which was agreed to.

Mr. Alexander moved to amend the fourteenth section by inserting the following ;

" Provided, That the whole of the capital stock of said corporation shall be subscribed and paid in within ten years from the passage of this act,"

Which was agreed to.

Mr. Hunt moved to amend the fifteenth section by striking out the word 'sixty' and inserting the word *fifty* ; so as to read;

" That it shall not be lawful for the said bank to issue any notes or bills until an affidavit by the President and Cashier shall have been made and filed in the office of the Secretary of State, stating that *fifty* thousand dollars of the capital stock of said corporation shall have been subscribed and paid in conformity to this act."

Which was agreed to.

Mr. Tuttle moved to amend the second section, by striking out the following words :

" Have and purchase, receive and possess, enjoy and retain

to them and their successors, lands, tenaments, hereditaments, goods, chattels and effects of what nature or kindsoever, and the same to grant, demise, alien or dispose of; and also to,"

And at the close of the section to insert the following;

"Provided, That the said corporation shall not directly or indirectly deal or trade in any thing except bills of exchange, promissory notes, specie, gold or silver bullion: Provided also, that the real estate which it shall be lawful for the said corporation to hold, shall be only such as may be necessary for its immediate accommodation, for the convenient transaction of its business, or such as shall be bona fide mortgaged to it by way of security for debts due the said corporation, or purchased upon judgments entered or obtained for debts due it,"

Which was agreed to.

Mr. Tuttle moved further to amend the said section by inserting the following:

"Provided also, That the banking house of said corporation shall be located at Washington in the county of Warren."

Which was agreed to.

The several sections of said bill having been read and agreed to;

The same was ordered to be engrossed for a third reading.

Mr. Flatt called up the bill entitled "An act to incorporate the Rahway Bank."

Mr. Alexander moved to reconsider the sixth section of said bill, which was agreed to.

Mr. Alexander then moved to reconsider the vote agreeing to the amendment to said section moved by him yesterday, which was agreed to.

On motion of Mr. Flatt the said section as it stood before the said amendment was moved, was agreed to; and the bill ordered to be engrossed for a third reading.

Mr. Flatt moved that when this House adjourn it adjourn to Monday morning at ten o'clock;

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Larason, |
| Dickerson, | Lalor. |
| Flatt, | Tuttle, |
| Gifford, | Valentine. |
| Jobs, | Wade,—11. |
| Logan, | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hunt, |
| | Bleecker, | | Johnes, |
| | Blane, | | Linn, |
| | Burtis, | | Ladow, |
| | Budd, | | Pettit, |
| | Caldwell, | | Riggs, |
| | Doremus, | | Richards, |
| | Dellicker, | | Strader, |
| | Flummerfelt, | | Springer, |
| | Hall, | | Seely,—20. |

Mr. Chetwood moved that the Sergeant-at-Arms be sent to bring in the absent members;

Upon which motion the yeas and nays were called for and ordered;

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Flatt, |
| | Chetwood, | | Linn, |
| | Dellicker, | | Valentine,—6, |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Logan, |
| | Blane, | | Larason, |
| | Burtis, | | Lalor, |
| | Budd, | | Ladow, |
| | Caldwell, | | Pettit, |
| | Doremus, | | Riggs, |
| | Dickerson, | | Richards, |
| | Flummerfelt, | | Strader, |
| | Gifford, | | Springer, |
| | Hull. | | Seely, |
| | Hunt, | | Tuttle, |
| | Jobs, | | Wade,—25. |
| | Johnes, | | |

Mr. Chetwood moved that when this House adjourns, it adjourn to meet again on Monday morning at half past ten o'clock; which was agreed to.

The House then adjourned.

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MONDAY, January 16, 1837.

At half past ten o'clock the House met.

By order of the Speaker a call of the House was made, when the following members answered to their names;

| | |
|---|---|
| Messrs. Alexander, | Messrs. Logan, |
| Bleecker, | Lalor, |
| Chetwood, | Ladow, |
| Corsen, | Pettit, |
| Doremus, | Riggs, |
| Dellicker, | Richards, |
| Flatt, | Strader, |
| Flummerfelt, | Springer, |
| Gifford, | Seely, |
| Hull, | Tuttle, |
| Hunt, | Valentine, |
| Jobs, | Wade,—25. |
| Linn, | |

Mr. Dickerson shortly afterwards appearing, a quorum was formed and the House proceeded to business.

Mr. Linn presented a petition from citizens of Sussex county praying an act to incorporate a Bank to be located at Hamburgh;

Which was referred to Messrs. Linn, Riggs and Chetwood.

Mr. Flatt from the committee upon that subject, reported the engrossed bill entitled "An act to incorporate the Bank of Plainfield in the county of Essex," with amendments, which were read and agreed to.

On motion of Mr. Flatt the said bill was read a second time by its title and ordered to be engrossed for a third reading.

Mr. Chetwood offered the following joint-resolutions:

Whereas the clear and unobstructed navigation of the Sound, between Staten Island and the Jersey Shore, is of the greatest

importance, as well as to the citizens of this state as to the general commercial interests of the whole community.

And Whereas this passage protected, at all times, from the uncertainties and dangers of a coast navigation, has become the channel of communication for the innumerable travellers between the north and south, and also for the transportation of the produce, and merchandise, passing from one extreme of our extended country to the other, and is likewise used for the purpose of conveying the mails of the United States.

And Whereas, by reason of the confluence of the tides of the Sound, Newark Bay and the Kilns, or passage from New York Bay, a sand bar has formed, and is constantly increasing near the southeast point of Elizabeth Port, which bar now presents a great impediment to the navigation, and unless speedily removed will entirely obstruct one of the most important channels.

And Whereas it is represented that in the opinion of the engineers and surveyors of the general government, who have lately examined and surveyed the said Sound, the said bar can be removed with great facility, and by a reasonable expenditure, its formation hereafter be presented—Therefore,

BE IT RESOLVED, *by the Council and General Assembly of this State*, That in the opinion of this legislature, the removal of the said bar, and the protection of the navigation, by the erection of a suitable pier, or other proper means are objects peculiarly deserving and claiming the early attention of Congress, and that it be recommended to Congress, to make the necessary appropriation for the purposes aforesaid.

*Resolved*, That the Governor of this State be requested to transmit a copy of the foregoing preamble and resolution, to each of the senators and representatives from New Jersey;

Which were read, agreed to, ordered a second reading and to be printed.

Mr. Wade offered the following;

Resolved, That a committee be appointed to inquire into the expediency of converting the old state prison or a part of the same into a state arsenal, with leave to report by bill or otherwise;

Which was read agreed to, and Messrs. Wade, Lalor and Dickerson appointed.

Mr. Seely offered the following:

Resolved, That a committee be appointed to inquire whether any, and if any, what alterations are necessary to be made in the act entitled "An act for suppressing vice and immorality" and to report by bill or otherwise;

Which was read and agreed to, and Messrs. Seely, Logan and Doremus appointed.

Mr. Tuttle called up the bill entitled "An act to authorise

the sale of John Gardner's real estate,"

Which was read a second time by sections, agreed to and ordered to be engrossed for a third reading.

Mr. Bleecker called up the bill entitled "An act to incorporate the Morristown Fire company, of Morristown in the county of Morris, Engine No. 1."

Which was read a second time by sections, amended, and agreed to and ordered to be engrossed for a third reading.

The House adjourned to this afternoon at three o'clock,

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At three o'clock the House met.

The Speaker laid before the House a communication from the executive committee of the Trenton Temperance Society, inviting the members of the House to attend the quarterly meeting of said society.

Mr. Lalor presented a petition from Mary Ann Howell, guardian, for a law to authorise the sale of certain real estate;

Which was referred to Messrs. Lalor, Richards and Pettit.

Mr. Davis from the committee upon that subject, reported the bill entitled "An act to incorporate the Burlington county Bank, at Medford, to be located in the town of Medford, in the county of Burlington," with amendments,

Which were read and agreed to;

And upon motion of Mr. Davis, the said bill was read a second time by its title and ordered to be engrossed for a third reading.

Mr. Flummerfelt called up the bill entitled "An act to incorporate the Hackettstown Bank, at Hackettstown in the county of Warren,"

And while the same was under consideration,

Mr. Dellicker moved to strike out the name of 'William Dellicker' in the fourth line of the first section, and to insert in lieu thereof the name of *Peter B. Shafer:*

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Bleecker, | Linn, |
| Budd, | Logan, |
| Caldwell, | Lalor, |
| Doremus, | Ladow, |
| Dellicker, | Pettit, |
| Dickerson, | Riggs, |
| Duryee, | Strader, |
| Davis, | Springer, |
| Flatt, | Seely, |
| Flummerfelt, | Tuttle, |
| Fenimore, | Talmage, |
| Gifford, | Valentine, |
| Hull, | Wills, |
| Hunt, | Wade,—30. |

NAYS.

Mr. Chetwood, Mr. Corsen,—2.

Mr. Flummerfelt moved to amend the first section by striking out the following words:

"Provided, That the said corporation, shall in no case be owner of any ships or vessels, or directly deal or trade in any thing except bills of exchange, prommissory notes, specie, gold or silver bullion, stock of the United States, and such ships or vessels, goods, wares and merchandise as shall be truly pledged to them by way of security for debts due, owing or proving due to the said corporation, or purchased to secure such debts, or on the sale of goods which shall be the produce of its lands; Provided also, that the real estate which it shall be lawful for the said corporation to hold shall be only such as may be necessary for its immediate accommodation for the convenient transaction, of its business, or such as shall have been bona fide mortgaged to it by way of security for loans or on contracts, or conveyed to it in full or in part satisfaction of debts previously contracted in the course of its dealings, or purchased upon judgments for the purpose of bona fide securing any debt or debts due the said corporation;

And in lieu thereof to insert the following:

"Provided, That the said corporation shall not directly or indirectly deal or trade in any thing except bills of exchange,

promissory notes, specie, gold or silver bullion: Provided also, that the real estate which it shall be lawful for the said corporation to hold, shall be only such as may be necessary for its immediate accommodation, for the convenient transaction of its business, or such as shall be bona fide mortgaged to it by way of security for debts due the said corporation, or purchased upon judgments entered or obtained for debts due it,"

Which was agreed to.

Mr. Flummerfelt moved to amend the twelfth section by inserting the following:

Provided, That if all the capital stock is not paid in within ten years from the passage of this act, then this act shall be null and void;

Which was read and agreed to.

The said bill was further read by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Alexander called up the bill entitled "An act for the relief of Stephen H. Lutkins,"

And the same having been read a second time and agreed to, it was ordered to be engrossed for a third reading.

Mr. Chetwood called up the bill entitled "An act to incorporate the New Jersey Gum-elastic Manufacturing Company,"

And while the same was under consideration,

Mr. Molleson moved to amend the third section thereof by annexing thereto the following:

Provided, That the said company shall be organized and go into operation in the transaction of the business hereby authorised to be carried on, within five years from the passage of this act or the rights and privileges hereby created shall cease and this act be void.

Which was read and agreed to.

The said bill was further progressed in by sections and agreed to, and ordered to be engrossed for a third reading.

Mr. Springer called up the bill entitled "An act concerning the marsh and meadow lying between the Amicable and Union Companies, on Oldman's Creek, in the township of Upper Penn's Neck, in the county of Salem:

And while the same was under consideration,

Mr. Springer presented a petition from Richard Somers, Israel Longacre, Isaac C. Johnes and others, praying the passage of the said bill; which was read;

The said bill was then read through by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Tuttle called up the joint resolutions relative to the obstructions to the navigation in Staten Island Sound, and moved that the rules of the House be dispensed with, in order to give said resolutions a second reading;

Which motion was agreed to.

The said resolutions were then read a second time.

And while the same was under consideration,

Mr. Tuttle moved to amend the preamble to said resolutions by inserting the following :

"And whereas the bar at the junction of the rivers Passaic and Hackensack in Newark Bay aforesaid, has obsructed and seriously diminished the navigation and commerce upon said rivers ;" which was agreed to.

The said resolutions and preamble were further amended and agreed to, and ordered to be engrossed for a third reading.

The House adjourned to to-morrow morning at ten o'clock.

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TUESDAY, January 17, 1837.

At ten o'clock the House met.

Mr. Davis presented a petition from sundry inhabitants of Burlington county, praying the passage of a law to enable the owners of marl pits to drain the same ;

Which was read and ordered to lie upon the table.

Mr. Riggs presented a petition from sundry inhabitants of the townships of Pequannack and Jefferson, in Morris, and of West Milford in Bergen, praying an alteration in the dividing line between said counties ;

Which was read and referred to Messrs. Riggs, Caldwell and Bleecker.

Mr. Jobs from the committee upon that subject, reported a bill entitled " An act for the relief of Samuel Reynolds of the county of Somerset,"

Which was read and ordered a second reading.

Mr. Alexander called up the bill entitled " An act to divorce Maria Martin from her husband Leonard Martin,"

And while the same was under consideration,

On motion of Mr. Tuttle,

Ordered, That the further consideration of the same be postponed.

The engrossed bill entitled " An act incorporating the Sparta Manufacturing company in the county of Sussex,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass ?

It was decided in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill, and request their concurrence.

The engrossed bill entitled "An act to incorporate the Morristown Fire Company, of Morristown in the county of Morris, Engine No. 2,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to authorise the sale of John Gardner's real estate,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Bleecker, | | Logan, |
| | Bray, | | Larason, |
| | Budd, | | Lalor, |
| | Chetwood, | | Ladow, |
| | Cooper. | | Molleson, |
| | Caldwell, | | Pierson, |
| | Corsen, | | Pettit, |
| | Doremus, | | Riggs, |
| | Dellicker, | | Richards, |
| | Dickerson, | | Strader, |
| | Duryee, | | Springer, |
| | Davis, | | Seely, |
| | Edgar, | | Tuttle, |
| | Flummerfelt, | | Valentine, |
| | Gifford, | | Wade, |
| | Hull, | | Young.—34. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Flatt, | Mr, | Wills,—3. |
| | Talmage, | | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act for the relief of Stephen H. Lutkins of the county of Bergen,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Davis called up the bill entitled "A supplement to the act entitled an act to enable the owners of swamps or meadow ground, to drain the same, and to repeal a law heretofore made for that purpose, passed the twenty fourth day of November, seventeen hundred and ninety two,"

And while the same was under consideration,

On motion of Mr. Wills.

Ordered, That the further consideration of the same be postponed.

Mr. Alexander called up the bill entitled "An act to incorporate the Canton Silk Manufacturing Company, to be located at or near Spottswood, in the county of Middlesex,"

And while the same was under consideration,

Mr. Alexander moved to amend the first section of said bill, by annexing thereto the following:

"Provided, That the said corporation shall be organized and proceed to the business hereby authorized to be carried on, within ten years from the passage of this act, or that the privilege granted shall cease and this act be void;"

Which was read and agreed to.

Mr. Molleson moved to amend the eighth section, by adding the following:

"And that this act shall be in force for thirty years."

Which was read and agreed to.

The said bill was then gone through with by sections, and ordered to be engrossed for a third reading.

The Speaker laid before the house, the request of Mr. J. C. David, for leave to deliver a lecture in the Assembly Room on the subject of universal physiology, this evening.

On Motion of Mr. Alexander,

Ordered, That leave be granted.

Mr. Molleson offered the following:

Resolved, That a committee be appointed to enquire into the expediency of encouraging the culture of silk and the manufacture of sugar in this state;

Which was read, agreed to and Messrs. Molleson, Riggs and Wills appointed.

Mr. Bleecker called up the bill entitled "An act to relieve Tunis Felter of the county of Morris," and moved that the same be recommitted;

Which was agreed to.

Mr. Alexander asked and obtained leave to introduce a bill entitled 'An act respecting the Supreme and Circuit Courts, and for other purposes,"

Which was read, ordered a second reading, and to be printed.

Mr. Bray called up the bill entitled "An act to incorporate the Hunterdon county Rail Road company,"

And while the same was under consideration,

Mr. Davis moved to reconsider the sixth section,

Which was agreed to.

Mr. Davis then moved to amend the said section by annexing thereto the following;

Provided, always nevertheless, that it shall not be lawful for the said company to lay out or construct the said rail road or rail roads, or any part thereof, until the consent of the Delaware and Raritan Canal, and the Camden and Amboy rail road companies, or their successors or assigns, be first had to the same, under the hands and seals of the Presidents and Secretaries thereof, setting forth the assent of the Directors of said companies, which assent shall be filed in the office of the Secretary of this State, there to remain of record,"

Which was read; and while the same was under consideration,

On motion of Mr. Molleson.

Ordered, That the further consideration of said bill be postponed.

Mr. Johnes called up the bill entitled "An act to incorporate the Bank of Washington, South River, in Middlesex county;"

And while the same was under consideration,

Mr. Tuttle moved to amend the thirteenth section by striking ing out the words 'twenty five' and inserting the words forty; so as to read:

"That it shall not be lawful for the bank to issue any notes or bills, until an affidavit by the President and Cashier shall have been made and filed in the office of the Secretary of State, stating that forty thousand dollars of the capital stock of the said corporation shall have been subscribed and paid in,"

And while the same was under consideration:

On motion of Mr. Alexander,

Ordered, That the further consideration of said bill be postponed.

The House then adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Alexander presented a petition from the Directors of the Georgia Lumber company, praying the passage of a law to authoise them to keep an office in this state ; which was referred to Messrs. Alexander, Hall, and Doremus.

Mr. Alexander presented a petition from certain inhabitants of South Brunswick in the county of Middlesex, praying a law to authorise the draining of certain lands therein named ;

Which was referred to Messrs. Alexander, Gifford and Dellicker.

Mr. Johnes presented a petition from Redford Jobs and others praying the passage of a law to enable them to improve the condition of Rocky brook and Millstone river ;

Which was referred to Messrs. Johnes, Wade and Larason.

Mr. Linn from the committee upon that subject reported a bill entitled " An act to incorporate the Hamburgh Bank;

Which was read and ordered a second reading.

The engrossed bill entitled " An act to incorporate the New Jersey Gum-elastic Manufacturing company,"

Was taken up read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Edgar, |
| Burtis, | Flatt, |
| Budd, | Flummerfelt, |
| Chetwood, | Fenimore, |
| Conover, | Gifford, |
| Cooper, | Hull, |
| Caldwell, | Hall, |
| Corsen, | Haight, (Sp.) |
| Doremus. | Hunt, |
| Dellicker, | Jobs, |
| Dickerson, | Linn, |
| Duryee, | Logan, |
| Davis, | Lalor, |

Messrs. Ladow.
Molleson,
Pierson,
Pettit,
Riggs,
Richards,
Strader,
Springer,
Seely,
Tuttle.
Talmage,
Valentine,
Wade,
Wills,
Young,—41.

NAYS.

Messrs. Bray,
Brown,
Johnes,
Larason,—4.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed joint-resolutions relative to the obstructions to the navigation in Staten Island Sound and Newark Bay, having been read a third time and compared;

On the question, shall these joint resolutions pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said resolutions and request their concurrence.

The engrossed bill entitled "An act concerning the marsh and meadow lying between the Amicable and Union Companies, on Oldman's Creek, in the township of Upper Penn's Neck in the county of Salem,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Bleecker,
Bray,
Brown,
Burtis,
Budd,
Chetwood,
Cooper,
Corsen,
Caldwell,
Doremus,
Duryee,
Davis,
Edgar,
Flatt,

| | |
|---|---|
| Messrs. Flummerfelt, | Messrs. Pettit, |
| Fenimore, | Riggs, |
| Hall, | Richards, |
| Haight, (Sp.) | Strader, |
| Hunt, | Springer, |
| Jobs, | Scely, |
| Linn, | Tuttle, |
| Logan, | Talmage, |
| Larason, | Valentine, |
| Lalor, | Wade, |
| Ladow, | Wills, |
| Pierson, | Young,—38. |

NAYS.

| | |
|---|---|
| Messrs. Conover, | Messrs. Gifford, |
| Dellicker, | Hull, |
| Dickerson, | Johnes,—6. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Jobs called up the bill entitled "An act for the relief of George Townley, of the county of Somerset;"

Which was read a second time, agreed to and ordered to be engrossed for a third reading.

On motion of Mr. Chetwood, the House went into Committee of the whole, Mr. Secly in the Chair, upon the several bills relating to the Orphans' Court System, and after spending some time therein the committee rose, reported progress and asked leave to sit again; which was granted.

A message from Council by Mr. Westcott their secretary informed the House that Council have passed a bill entiled "An act to dissolve the marriage contract between William Nelson and Christiana his wife,"

And "An act to incorporate the United Mining and Manufacturing company,"

Also "An act to dissolve the contract between James M. Rorick and Frances B. Rorick,"

To which bills the assent of the House of Assembly is requested.

The bill from Council entitled "An act to dissolve the marriage contract between William Nelson and Christiana his wife" was read and referred to Messrs. Springer, Dickerson and Corsen.

The bill from Council entitled "An act to incorporate the United Mining and manufacturing company,"

Was read and referred to Messrs. Wills, Talmage and Riggs.

The bill from Council entitled "An act to dissolve the marriage contract between Jas. M. Rorick and Frances B. Rorick,"

Which was read and referred to Messrs. Hull, Caldwell and Budd.

Mr. Pierson presented the annual statement of the affairs of the People's Bank at Paterson, as follows:

State of the Funds of the People's Bank, Paterson, 11th January, 1837.

| | DR. |
|---|---|
| To capital stock, | $75,000 00 |
| Circulation, | 64,344 50 |
| Dividends unpaid, | 132 50 |
| Due to other Banks, | 16,423 63 |
| Surplus, | 11,568 42 |
| Deposites, | 26,595 05 |
| | $194,064 10 |

| | CR. |
|---|---|
| By bills discounted, | $130,990 99 |
| Loan payable on demand, secured by stock, | 20,000 00 |
| Specie funds in New York, | 15,552 04 |
| Specie in Union Bank, New York. | 12,000 00 |
| Specie on hand, | 3,448 73 |
| Bills of other Banks, | 2,792 00 |
| Due from other Banks, | 4,557 28 |
| Banking House and Lot, | 2,923 06 |
| Bonus, | 1,800 00 |
| | $194,064 10 |

STATE OF NEW JERSEY, ss.

Personally appeared before me, Nicholas Smith, one of the Justices of the Peace in and for the county of Essex, Mark W. Collet, President, and George W. Jackson, Cashier, of the People's Bank, who, upon their respective oaths, do say, that the above statement is correct, according to the best of their knowledge and belief.

MARK W. COLLET, President.
GEO. W. JACKSON, Cashier.

Taken and sworn before me, this 16th day of January, 1837.
NICHOLAS SMITH, Justice of the Peace.

Which was ordered to lie upon the table and to be printed.

The chair laid before the house an invitation from Dr. Francis

A. Ewing, chairman of the committee of arrangements, inviting the members of the Legislature to hear a discourse to be delivered by the Rev. Dr. McCalla, of Philadelphia, this evening in the Presbyterian church, before the Trenton Society for promoting the principles of the Protestant Reformation.

The House adjourned to to-morrow morning at ten o'clock

---

WEDNESDAY, January 18, 1837.

At ten o'clock the House met.

Mr. Alexander presented a petition from sundry inhabitants of Middlesex, praying the passage of a law submitting the question of the location of the Court House of that county ;

Which was read and referred to Messrs. Alexander, Springer and Bray.

Mr. Hall presented a petition from the Trenton manufacturing company, praying a law to appoint an additional commissioner to open the books of subscription for said company ;

Which was read and referred to Messrs. Hall, Flatt and Logan.

Mr. Gifford presented a petition from sundry inhabitants of Monmouth, praying that the Howell works company may be authorised to construct a certain rail road ;

Which was read and referred to Messrs. Gifford, Tuttle and Wills.

Mr. Conover presented a petition from sundry inhabitants of Monmouth praying for a law to incorporate a Banking company to be located at the village of Freehold ;

Which was read and referred to Messrs. Conover, Fenimore and Molleson.

Mr. Hall presented a petition from the owners of Round Mountain in Readington, praying a law to enable them to keep up a common fence round the same ;

Which was read and referred to Messrs. Hall, Hunt and Budd.

Mr. Doremus presented a petition from the proprietors of Liverpool, formerly called Constable's Point, in the county of Bergen, praying for an act of incorporation for manufacturing and other purposes ;

Which was referred to Messrs. Doremus, Seely and Alexander.

Mr. Seely presented a petition from certain inhabitants of Cumberland county, praying the repeal of the twelfth and fourteenth sections of the act incorporating medical societies;

Which was read and referred to Messrs. Seely, Pierson and Bleecker.

Mr. Wills from the committee upon that subject reported the bill from Council entitled "An act to incorporate the United Mining and Manufecturing company," without amendment;

Which was read and ordered a second reading.

Mr. Springer from the committee upon that subject reported the bill from Council entitled "An act to dissolve the marriage contract between William Nelson and Christiana his wife," without amendment;

Which was read and ordered a second reading.

Mr. Hull from the committee upon that subject reported the bill from Council entitled "An act to dissolve the marriage contract between James M. Rorick and Frances B. Rorick," without amendment;

Which was read and ordered a second reading.

Ordered, That the printing of the same be dispensed with.

The engrossed bill entitled "An act for the relief of George Townley of the county of Somerset,"

Was taken up read a third time and compared,

And on the question shall this bill pass?

It was determined in the affirmative uanimously.

The engrossed bill entitled "An act to incorporate the Canton Silk manufacturing company, to be located at or near Spottswood in the county of Middlesex,"

Was taken up read a third time and compared,

And on the question shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign said bills, and that the Clerk carry them to Council and inform Council that the House of Assembly have agreed to the same and request their concurrence.

Mr. Gifford asked and obtained leave to call up the bill entitled "An act to incorporate the Monmouth Purchase Company;"

Which was granted; when the same was taken up and withdrawn with the consent of the House.

Mr. Hall called up the bill entitled "An act to compel the appearance of corporations to indictments and informations,"

And while the same was under consideration,

Mr. Chetwood moved to amend the first section thereof by inserting the words 'or township' in the fourth line, and further to make corresponding amendments throughout the bill: The first section when amended to read thus:

"That when an indictment shall have been found, or shall

hereafter be found, or an information filed by the Attorney General, against any corporation *or township*, in any of the Courts of this State, it shall be lawful," &c.

Which was agreed to.

The said bill was progressed in by sections to the third section, when,

On motion of Mr. Riggs,

Ordered, That the further consideration of said bill be postponed.

Mr. Seely called up the bill entitled "An act to provide for calling a Convention of Delegates of the people of New Jersey," and while the same was under consideration,

Mr. Alexander moved to strike out the third and fourth sections of said bill, which read as follows:

Sec. 3. And be it enacted, That if it shall appear that the number of votes so returned from the respective counties for a Convention, shall exceed one half of the number of votes given for members of the Legislature, it shall be the duty of the Governor or person administering the government of this State, within ten days thereafter to issue his warrant, directing the Clerks of the respective counties to advertise an election by the people of each county on the Tuesday of in the year of our Lord one thousand eight hundred and thirty to elect delegates to a Convention of delegates for the purposes aforesaid, to be held in the city of Trenton, on the Tuesday of in the year of our Lord one thousand eight hundred and thirty which elections shall in all respects, be conducted as the general elections of this state are now conducted.

Sec. 4. And be it enacted, That the amendments adopted by the Convention aforesaid, shall be transmitted by the president thereof, within ten days after the adjournment of the same, to the Governor or person administering the government, to be communicated to the next Legislature on the first day of its session; which Legislature shall prescribe the mode in which the same shall be ratified or rejected by the people."

Which was not agreed to.

Mr. Chetwood moved to amend the third section of the said bill, so that the same shall read:

"That if it shall appear that *there is a majority* of votes so returned from the respective counties, *in favor of such* Convention, it shall be the duty of the Governor or person administering the government," &c.

Which was agreed to.

Mr. Flatt moved to fill the blanks in said section, so that it shall read as follows:

"It shall be the duty of the Governor or the person adminis-

tering the government, within ten days thereafter, to issue his warrant, directing the clerks of the respective counties to advertise an election by the people of each county, on the *second* Tuesday *and Wednesday of October*, in the year of our Lord one thousand eight hundred and thirty *seven*, to elect delegates," &c.

And while the same was under consideration,

On motion of Mr. Jobs,

Ordered, That the further consideration of the same be postponed.

Mr. Jobs called up the bill entitled "An act for the relief of Samuel Reynolds of Somerset," and moved that the printing of the same be disposed with;

Which was agreed to.

Mr. Tuttle call up the bill entitled "An act to incorporate the Bank of New Jersey," and moved that the same be recommitted,

Which was agreed to.

Mr. Larason called up the bill entitled "An act to incorporate the Hunterdon county Bank,"

And while the same was under consideration,

On motion of Mr. Molleson,

Ordered, That the further consideration of the same be postponed.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Alexander presented a petition from citizens of Middlesex, praying the passage of a law to enable the people of that county to decide where would be the most suitable location for the Court House, which was referred to the committee upon that subject.

Mr. Alexander laid before the House the annual statement of the affairs of the Princeton Bank as follows:

In compliance with the charter of the Princeton Bank, the President and Cashier thereof, respectfully submit to the Hon. the Legislature of the State of New Jersey, the following exhibit of the affairs of said Bank, on the 4th day of November, 1836.

| | DR. |
|---|---|
| To Capital stock paid in, | $90,000 00 |

| | |
|---|---|
| To Notes of the Bank in circulation. | 70,391 00 |
| Dividends unclaimed, | 2,284 45 |
| Due to other Banks, | 9,522 01 |
| Due to other depositors, | 41,423 59 |
| Discounts received and surplus fund. | 1,009 08 |
| | $214,630 16 |

CR.

| | |
|---|---|
| By Bills, notes and loans. | $158,877 37 |
| Real estate, (banking house and lot) paid for, | 7,762 87 |
| Due from other Banks, | 17,527 83 |
| Plates, fixtures, &c. | 2,495 88 |
| Specie, | 8,127 21 |
| Notes of other banks, and drafts payable at sight, | 19,839 00 |
| | $214,630 16 |

In witness whereof, we have signed our names, and affixed the seal of the corporation, this 18th day of January, 1887.

R. VOORHEES, President.
LOUIS P. SMITH, Cashier.

STATE OF NEW JERSEY, } ss.
Middlesex county, }

Personally appeared before me, Charles M. Campbell, one of the Justices of the Peace, in and for said county, R. Voorhees, President, and Louis P. Smith, Cashier of the Princeton Bank, who being duly sworn according to law, doth say, that the above statement, to which they have subscribed their names, is correct, (errors excepted) to the best of their knowledge and belief.

Sworn and subscribed this 18th day of January, 1887.

C. M. CAMPBELL, Justice of the Peace.

Which was ordered to lie upon the table and be printed.

Mr. Chetwood presented a petition from the Judges of the Supreme Court and members of the Bar, praying an appropriation to defray the expense of altering the fixtures in the Supreme Court Room;

Which was read and referred to Messrs. Chetwood, Cooper and Duryee.

Mr. Talmage presented a petition from Baas Staats Bergen, praying a law to confirm him in his freedom, and in the title to a certain lot of land;

Which was referred to Messrs. Talmage, Ladow and Conover.

Mr. Riggs presented a petition from Nancy Cotwell, praying to be divorced from her husband,

Which was referred to Messrs Riggs, Ogden and Pettit.

Mr. Riggs presented a petition from George Kingsland,

praying the passage of a law to authorise trustees to sell certain real estate;

Which was referred to Messrs. Riggs, Caldwell and Bray.

Mr. Hall from the Committee upon that subject reported a bill entitled "A supplement to the act incorporating the Trenton Manufacturing company."

Which was read and ordered a second reading.

The Speaker laid before the House the annual statements of the affairs of the following banks;

Statement of the affairs of the Belvidere Bank, at Belvidere, made the eighth day of November, 1830, in conformity to the charter of said Bank.

| | DR. |
|---|---|
| To Bills discounted, | $80,447 02 |
| Banking house and lot, | 3,995 98 |
| Paper, plates and bank furniture, | 1,123 88 |
| Current expenses, | 11 96 |
| Amount at the debit of profit and loss, | 254 93 |
| Deposites in sundry specie paying banks, | 58,969 24 |
| Bank notes of specie paying banks, | 6,008 00 |
| Specie in vaults, | 18,805 92 |
| | $169,616 93 |

| | CR. |
|---|---|
| By capital stock, | $50,000 00 |
| Belvidere bank notes in circulation, | 93,569 00 |
| Surplus fund at credit of profit and loss, | 9,935 70 |
| Discounts received since 1st October last, | 700 69 |
| Dividends unclaimed, | 316 45 |
| Amount due other banks, | 1,575 18 |
| Deposites on account of individuals, | 13,519 91 |
| | $169,616 93 |

In witness whereof, we, the president and cashier of said bank, have signed our names and affixed the seal of said corporation, date as aforesaid.

J. KINNEY, Jr., President;
JOHN STUART, Cashier.

STATE OF NEW JERSEY, }
Warren County, } ss.

Personally appeared before me, Wm. R. Sharp, one of the Justices of the Peace in and for said county, John Kinney, Jr. President, of the Belvidere Bank, and John Stuart, Cashier thereof, who being each duly sworn, according to law, doth on their oaths depose and say, that the foregoing statement of the affairs

of the Belvidere Bank, to which they have subscribed their names, is true to the best of their knowledge.

Sworn and subscribed this eighth day of November, 1836.

WM. R. SHARP, Justice of the Peace.

Statement of the Mechanics' Bank at Newark, made January 15th, 1837, in compliance with the eleventh section of the charter of the said Bank.

| | DR. |
|---|---|
| To bills discounted, | $545,022 23 |
| Deposited in Mechanics' Bank, New York, | 37,044 10 |
| Due from sundry other banks and real estate at cost, | 52,439 05 |
| Notes of sundry Banks on hand, | 37,252 95 |
| Specie on hand, | 26,610 45 |
| | $698,368 78 |

| | CR. |
|---|---|
| By Capital stock, | $420,000 00 |
| Notes in circulation, | 51,851 00 |
| Profits on hand, | 35,754 71 |
| Dividends unpaid, | 1,044 40 |
| Due to sundry Banks and balance due on real estate, | 122,938 76 |
| Individual deposites, | 66,779 91 |
| | $698,368 78 |

Respectfully submitted.

WM. PENNINGTON, President,
MATTH'S. W. DAY, Cashier.

NEW JERSEY, ss.

Personally appeared before me, Daniel S. Moore, one of the Justices of the Peace in and for the county of Essex, Wm. Pennington, Esquire, President of the Mechanics' Bank at Newark, and Matthias W. Day, Cashier of the said Bank, who, being severally and duly sworn, did, and each of them, did depose and say, that the foregoing statement, to which they have subscribed their names and affixed the corporate seal of the said The Mechanics' Bank at Newark, is, as they verily believe, correct and true in every particular therein contained.

WM. PENNINGTON, President,
MATTH'S W. DAY, Cashier,

Sworn to, and subscribed before me, the 13th January, 1837.

DANIEL S. MOORE, Justice of the Peace,

The Farmers and Mechanics' Bank of Rahway, N. J. make the following report to the Hon. the Legislature of New Jersey, according to the provision of their charter, Nov. 16, 1836.

| | DR. |
|---|---|
| To bills discounted, | $186,675 14 |
| Specie, | 10,106 41 |
| Deposited in Merchants' Bank N. York, | 21,866 34 |
| Due from other Banks, | 5,755 18 |
| Notes of other Banks on hand, | 3,165 00 |
| Bank Fixtures, &c. | 1,196 81 |
| | $228,764 88 |

| | CR. |
|---|---|
| By capital stock paid in, | $120,000 00 |
| Bank notes in circulation, | 65,171 00 |
| Individual deposites, | 25,492 63 |
| Due to other Banks, | 15,759 21 |
| Profits on hand, | 2,342 04 |
| | $228,764 88 |

WM. EDGAR, President.
F. KING, Cashier.

STATE OF NEW JERSEY, } ss.
Middlesex county, }

Personally appeared before me, Richard Marsh, Esq. one of the Justices of the Peace for said county, William Edgar, the president, and F. King, the cashier of the Farmers and Mechanics' Bank of Rahway, each of whom being sworn according to law, did say that the above statement is true to the best of their knowledge and belief.

Sworn before me, the 2nd January, 1837.

RICHARD MARSH, Justice of the Peace.

Statement of the Farmers and Merchants' Bank of Middletown Point, 5th November, 1836.

| | DR. |
|---|---|
| To capital paid paid in, | $15,000 00 |
| Office notes now in circulation, | 29,404 00 |
| Due to individual depositors, | 21,697 92 |
| Certified check out, | 40 00 |
| Due to Farmers and Mechanics' Bank at New Brunswick, | 49 70 |
| Surplus, or profit and loss account, | 694 28 |

| | | |
|---|---|---|
| To Interest, or discount account received since last dividend, | 1,666 | 89 |
| | $67,892 | 79 |

CR.

| | | |
|---|---|---|
| By bills discounted now outstanding & unpaid, | $52,493 | 34 |
| Notes of other banks on hand, | 1,879 | 00 |
| Specie in vault, | 4,545 | 03 |
| Deposited in Fulton Bank, New York, | 5,987 | 50 |
| Deposited in Mechanics and Manufacturers' Bank, Trenton, | 217 | 70 |
| Real estate, including new banking house now being erected, and fixtures in the old banking house. | 2,569 | 52 |
| Incidental expenses paid since dividend, | 200 | 70 |
| | $67,892 | 79 |

Errors excepted.

STATE OF NEW JERSEY, Monmouth County, } ss.

Be it remembered, that on this fifth day of November, eighteen hundred and thirty six, personally appeared before me, N. M. Disbrow, one of the Justices of the Peace in and for the said county of Monmouth. William Little, the President, and Elihu Baker, the Cashier, of the Farmers and Merchants' Bank of Middletown Point, who, being duly sworn according to law, deposeth and saith, that the above is a true statement from the books of the said bank, according to their best belief and knowledge.

WM. LITTLE, President.
ELIHU BAKER, Cashier.

Sworn and subscribed before me, the day and date above written.

N. M. DISBROW, Justice of the Peace

Which were ordered to lie upon the table and to be printed.

Mr. Lalor from the committee upon that subject reported a bill entitled "An act authorising the Guardians of Sarah E. Howell and Phillipina F. Howell to make sale of certain real estate,"

Which was read and ordered a second reading.

Mr. Molleson called up the bill entitled "An act to divorce Maria Martin from her husband Leonard Martin," and moved that the same be recommitted;

Which was agreed to.

Mr. Larason called up the bill entitled "An act to incorporate the Hunterdon county Bank at Lambertville," which was

read through by sections amended and agreed to, and ordered to be engrossed for a third reading.

On motion of Mr. Tuttle the House went into committee of the whole, Mr. Seely in the Chair, on the several bills relating to the Orphan's Court system, and having spent some time therein, the Committee rose reported progress ; and asked leave to sit again ; which was granted.

Mr. Tuttle asked and obtained leave to present a petition from the administrators of George H. Beers, for authority to sell real estate ;

Which was referred to Messrs, Tuttle, Richards and Edgar.

Mr. Pierson called up the bill from Council entitled " An act to incorporate the Globe mills manufacturing company,"

Which was read a second time by sections, agreed to, and ordered a third reading.

Mr. Burtis called up the bill entitled " An act to divorce Abigail Ely from her husband William,"

And while the same was under consideration,

Mr. Chetwood moved to recommit the same to a select committee to be appointed from the medical gentlemen of the House;

Which was not agreed to.

The first and only section of the bill was then agreed to, and the same ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott their secretary informed the House, that Council have passed a bill entitled " An Act to incorporate the Raritan Manufacturing company,"

To which bill the assent of the House of Assembly is requested.

Council have passed the following bills and joint resolutions from the House of Assembly ;

" An act to authorise the board of chosen freeholders of the county of Cumberland to erect a bridge over Dividing creek."

" An act to authorise Christiana Angle to convey certain real estate."

A joint resolution relating to the removal of certain obstructions to the navigation of Staten Island Sound and Newark Bay ; and " An act authorising the administrators of Wykoff Conover to fulfil a certain contract," without amendment.

Council have also passed the following bills, viz :

" An act to incorporate the Bergen Free Stone company."

And " A supplement to an act entitled an act to incorporate the Rahway Steamboat company, passed December 3d 1825."

To which bills the assent of the House of Assembly is requested.

The bill from Council entitled " A supplement to an act entitled an act to incorporate the Rahway Steamboat company, passed December third, eighteen hundred and twenty five,"

Was read and committed to Messrs. Flatt, Alexander and Duryee.

The bill from Council entitled "An act to incorporate the Bergen Free Stone Company,"

Was read and committed to Messrs. Doremus, Ladow and Valentine.

The bill from Council entitled "An act to incorporate the Raritan Manufacturing company,"

Was read and referred to Messrs. Jobs, Johnes and Flummerfelt.

Mr. Seely called up the bill entitled "An act to provide for calling a convention of Delegates of the people of New Jersey,"

And while the same was under consideration,

Mr. Chetwood moved to amend the amendment offerred to the third section, in such manner as to make the section read.

"That if it shall appear that there is a majority of votes so returned from the respective counties in favor of such convention, it shall be the duty of the Governor or person administering the government of this state, within ten days thereafter to issue his warrant directing the Clerks of the respective counties to advertise an election by the people of each county on the *first* Tuesday *and succeeding* Wednesday of *December* in the year of our Lord one thousand eight hundred and thirty seven, to elect delegates to a convention of delegates for the purposes aforesaid, to be held in the city of Trenton on the *first* Tuesday of *February* in the year of our Lord one thousand eight hundred and thirty *eight*," &c.

Which was agreed to.

The bill was then gone through with by sections and agreed to:

On motion of Mr. Chetwood,

Ordered, That the further consideration of said bill be postponed.

The House adjourned to to-morrow morning at ten o'clock.

---

THURSDAY, January 19, 1837.

At ten o'clock the House met.

The Speaker laid before the House the annual statement of the affairs of the Newark Banking and Insurance Company as follows:

Statement of the Newark Banking and Insurance Company, January 2d, 1837.

| | DR. |
|---|---|
| To bills discounted, | $645,830 67 |
| Specie, | 33,582 46 |
| Due from sundry Banks, | 67,559 00 |
| Notes of sundry Banks, | 68,506 57 |
| Real estate, | 11,806 41 |
| | $827,285 11 |

| | CR. |
|---|---|
| By capital stock, | $454,775 00 |
| Dividends unpaid, | 17,804 13 |
| Notes in circulation, | 113,031 00 |
| Due to sundry Banks, | 124,151 00 |
| Due to individuals, | 75,937 39 |
| Profit and loss, | 41,586 59 |
| | $827,285 11 |

STATE OF NEW JERSEY, Essex County. } ss.

Before me, Stephen Dod, one of the Justices of the Peace of the said county, personally appeared Silas Condit the president, and Aaron Beach the cashier of the Newark Banking and Insurance Company, and severally made oath in due form of law, that the foregoing is a true statement of the capital stock of said Bank paid in, and of its notes, debts and specie on hand at the date thereof.

SILAS CONDIT, President,
A. BEACH, Cashier.

Sworn and subscribed this fourteenth day of January, one thousand eight hundred and thirty seven, before me.

STEPHEN DOD, Justice of the Peace.

Which was ordered to lie upon the table and be printed.

Mr. Davis presented a petition from sundry citizens of Burlington and Gloucester, praying the passage of an act to enable them to drain marl pits ; which was ordered to lie upon the table.

Mr. Doremus presented a petition from certain citizens of the township of Bergen, praying the incorporation of a Banking company to be located in the township of Bergen, county of Burlington ;

Which was referred to Messsrs. Doremus, Tuttle and Valentine.

Mr. Tuttle presented a petition from the vestry of Trinity

Church praying the passage of a law to enable them to make titles in fee to certain lands therein named;

Which was read and referred to Messrs. Tuttle, Edgar and Brown.

Mr. Larason presented a petition from sundry inhabitants of Hunterdon county praying an alteration in the law respecting the granting of tavern licences;

Which was referred to Messrs. Larason, Young and Flatt.

Mr. Cooper asked and obtained leave to call up the bill entitled "An act for erecting the eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic;" and moved that the applicants have leave to withdraw the bill and papers from the files of this House, which was granted.

Mr. Dellicker presented a petition from sundry inhabitants of Morris, Hunterdon and Warren, praying the incorporation of a company to construct a rail road from some point on the Morris and Essex rail road to the river Delaware, near Easton;

Which was referred to Messrs. Dellicker, Bray and Corson.

Mr. Jobs from the committee upon that subject reported the bill from Council entitled "An act to incorporate the Raritan Manufacturing company." without amendment:

Which was read and ordered a second reading.

Mr. Flatt from the committee upon that subject reported the bill from Council entitled "A supplement to an act entitled an act to incorporate the Rahway Steamboat company, passed December third, one thousand eight hundred and twenty five," without amendment;

Which was read and ordered a second reading.

Mr. Gifford, from the committee upon that subject reported a bill entitled "A supplement to the act entitled an act to incorporate the Howell Works company, passed the fourth day of March, eighteen hundred and twenty eight, and to authorise said company to construct a rail road from the works to the Shrewsbury river in the county of Monmouth with transportation privileges;"

Which was read and ordered a second reading.

Mr. Wills from the committee appointed to investigate the affairs of the New Jersey rail road and Transportation company, reported a bill entitled "An act relative to the New Jersey rail road and Transportation company;"

Which was read, ordered a second reading and to be printed.

Mr. Doremus from the committee upon that subject reported the bill from Council entitled "An act to incorporate the Bergen Free Stone company in the county of Bergen," without amendment;

Which was read and ordered a second reading.

Mr. Flatt from the committee upon that subject reported a bill entitled "An act to incorporate the Rahway and Elizabeth Port Rail Road and Transportation company,"

Which was read and ordered a second reading.

Mr. Tuttle from the committee to whom was recommitted the bill entitled "An act to incorporate the Bank of New Jersey," reported the same amended,

Which was read and ordered a second reading.

Mr. Doremus from the committee upon that subject, reported the bill entitled "An act to incorporate the Liverpool company."

Which was read and ordered a second reading.

Mr. Conover, from the committee upon that subject reported the bill entitled "An act to incorporate the agricultural Bank at Freehold,"

Which was read and ordered a second reading.

Mr. Pierson called up the bill from Council entitled "An act to incorporate the Globe Mills manufacturing company in the county of Essex,"

Which was read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Bray, | Johnes, |
| Brown, | Linn, |
| Budd, | Logan, |
| Chetwood, | Larason, |
| Cooper, | Lalor, |
| Caldwell, | Ladow, |
| Corsen, | Ogden, |
| Doremus, | Pierson, |
| Dellicker, | Pettit, |
| Dickerson, | Riggs, |
| Duryee, | Richards, |
| Davis, | Strader, |
| Edgar, | Springer, |
| Flatt, | Seely, |
| Flummerfelt, | Tuttle, |
| Fenimore, | Talmage, |
| Gifford, | Valentine, |
| Hull, | Wade, |
| Hall, | Wills, |
| Haight, (Sp.) | Young,—43. |
| Hunt, | |

NAY.

Mr. Burtis,—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

The engrossed bill entitled "An act to divorce Abigail Ely, from her husband William,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Bray,
Brown,
Burtis,
Budd,
Cooper,
Caldwell,
Corsen,
Doremus,
Dellicker,
Dickerson,
Davis,
Edgar,
Flummerfelt,
Fenimore,
Gifford,
Hull,
Hall,
Haight, (Sp.)
Jobs,
Johnes
Logan,
Larason,
Ladow,
Ogden,
Pierson,
Pettit,
Richards,
Strader,
Springer,
Seely,
Tuttle,
Valentine,
Young,—33.

NAYS.

Messrs. Alexander,
Chetwood,
Conover,
Duryee,
Flatt,
Hunt,
Lalor,
Riggs,
Talmage,
Wade,
Wills,—11.

Ordered, That the Speaker sign the same and that the Clerk

carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act supplementary to the act entitled an act to incorporate the Belvidere Delaware Railroad company,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Larason, |
| Burtis, | Ladow, |
| Budd, | Ogden, |
| Chetwood, | Pierson, |
| Cooper, | Pettit, |
| Caldwell, | Richards, |
| Corsen, | Strader, |
| Doremus, | Springer, |
| Duryee, | Seely, |
| Davis, | Tuttle, |
| Flatt, | Talmage, |
| Flummerfelt, | Valentine, |
| Hull, | Wade, |
| Hunt, | Wills, |
| Johnes, | Young,—30. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Brown, | Haight, (Sp.) |
| Conover, | Jobs, |
| Dellicker, | Linn, |
| Dickerson, | Logan, |
| Edgar, | Lalor, |
| Fenimore, | Riggs,—15. |
| Gifford, | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Larason called up the bill entitled "An act to incorporate the Hunterdon county Bank at Lambertville," and moved that the same be recommitted, which was agreed to.

Mr. Davis called up the bill entitled " A supplement to the act entitled an act to enable the owners of swamps or meadow ground to drain the same, and to repeal a law heretofore made for that purpose, passed the twenty fourth of November seventeen hundred and ninety two,

Which was read by sections a second time,

And while the same was under consideration;

Mr. Davis called for the reading of the petition from the citizens of Burlington and Gloucester which had been presented upon the subject embraced in this bill;

Which petition was read:

The bill was then agreed to, and ordered to be engrossed for a third reading.

Mr. Bray called up the bill entitled " An act to incorporate the Hunterdon rail road company," and the question being upon agreeing to the amendment offered by Mr. Davis to the ninth section; the same was disagreed to.

The said bill was then ordered to be engrossed for a third reading.

Mr. Seely called up the bill entitled " A further supplement to an act entitled an act respecting slaves, passed March fourteenth, seventeen hundred and ninety eight," and the same having been read a second time by sections and agreed to;

Was ordered to be engrossed for a third reading.

Mr. Jobs called up the report of the committee disposing of the public printing, and the same having been read a second time; was ordered to be re-engrossed for a third reading.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Bleecker presented a petition for an act to incorporate the Morris Fire association;

Which was referred to Messrs. Bleecker, Gifford and Wade.

Mr. Alexander presented a petition from Abraham W. Brown and Martha Forman praying a law to confirm title to certain lands therein named;

Which was refered to Messrs. Alexander, Saunier and Linn.

Mr. Valentine presented a petition from the Belvidere Banking company; praying the passage of a law to enable the stockholders to equalize the stock;

Which was referred to Messrs. Valentine, Talmage and Fenimore.

Mr. Alexander presented a petition from certain citizens of Newark, praying an alteration in the charter of said city ;

Which was read and referred to Messrs. Alexander, Flatt and Saunier.

Mr. Molleson presented a petition from the corporation of New Brunswick praying alterations in the charter of that city ;

Which was referred to Messrs. Molleson, Logan and Jobs.

Mr. Tuttle from the committee upon that subject reported a bill entitled " An act to authorise the vestry of Trinity church at Newark to execute deeds of release and of conveyance in fee simple of certain lands ;"

Which was read and ordered a second reading.

Mr. Talmage from the committee upon that subject reported a bill entitled " An act for the relief of Baas Staats Bergen,'

Which was read and ordered a second reading.

Ordered, That the printing of the same be dispensed with.

Mr. Larrason to whom had been recommitted the bill entitled "An act to incorporate the Hunterdon county Bank, at Lambertville," reported the same with amendments,

Which were read and agreed to.

On motion of Mr. Valentine, ordered, that the title of the bill be taken for a second reading ; and the same having been read the said bill was ordered to be engrossed for a third reading.

Mr. Wills from the committee to whom had been recommitted the bill entitled " An act to incorporate the Bordentown Bank in the county of Burlington, to be located in the borough of Bordentown," reported the same with amendments ; which were read, agreed to, and on motion of Mr. Wills, the title of the bill was taken for a second reading, and the same ordered to be re-engrossed.

Mr. Wills asked and obtained leave to introduce a bill entitled " A further supplement to an act entitled an act concerning slaves,"

Which was read and ordered a second reading and to be printed.

Mr. Blane asked and obtained leave to introduce a bill entitled " An act defining the general powers and duties of Manufacturing corporations in this state, and authorising the Governor of the state, for the time being, to issue letters of incorporation creating the same ;"

Which was read, ordered a second reading, and to be printed.

Mr. Doremus, from the committee upon that subject, report-

ed a bill entitled "An act to incorporate the Hudson river Bank,"

Which was read and ordered a second reading.

The re-engrossed bill entitled "An act to incorporate the Citizens' Bank at Elizabethtown,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Chetwood, | Messrs. | Pierson, |
| | Cooper, | | Pettit, |
| | Caldwell, | | Richards, |
| | Corsen, | | Saunier, |
| | Davis, | | Springer, |
| | Flatt, | | Seely, |
| | Flummerfelt, | | Tuttle, |
| | Hull, | | Talmage, |
| | Hunt, | | Valentine, |
| | Linn, | | Wade, |
| | Ladow, | | Wills, |
| | Molleson, | | Young,—25. |
| | Ogden, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Gifford, |
| | Bleecker, | | Hall, |
| | Bray, | | Haight, (Sp.) |
| | Blane, | | Jobs, |
| | Burtis, | | Johnes, |
| | Conover, | | Logan, |
| | Dellicker, | | Larason, |
| | Dickerson, | | Riggs, |
| | Duryee, | | Strader,—19. |
| | Edgar, | | |

On motion of Mr. Chetwood,

Ordered, That the said bill lie upon the table.

The re-engrossed bill entitled "An act to incorporate the Peoples' Bank at Bridgeton, Cumberland county,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Budd, | Messrs. | Molleson, |
| | Chetwood, | | Ogden, |
| | Cooper, | | Pierson, |
| | Caldwell, | | Richards, |
| | Corsen, | | Saunier, |
| | Doremus, | | Springer, |
| | Dickerson, | | Seely, |
| | Duryee, | | Tuttle, |
| | Davis, | | Talmage, |
| | Flatt, | | Valentine, |
| | Flummerfelt, | | Wade, |
| | Hunt, | | Wills, |
| | Ladow, | | Young,—26. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hall, |
| | Bleecker, | | Haight, (Sp.) |
| | Bray, | | Jobs, |
| | Blane, | | Johnes, |
| | Burtis, | | Logan, |
| | Conover, | | Larason, |
| | Dellicker, | | Pettit, |
| | Edgar, | | Riggs, |
| | Gifford, | | Strader,—19. |
| | Hull, | | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Linn called up the bill entitled "An act to incorporate the Hamburgh Bank," and the same having been read through by sections, amended and agreed to,

On motion of Mr. Jobs,

Ordered, That the further consideration of the said bill be postponed.

On motion of Mr. Flatt the House went into committee of the

whole, Mr. Seely in the chair, on the several bills relative to the Orphan's Court system; and after spending some time therein, the committee rose reported progress and asked leave to sit again; which was granted.

The House adjourned to to-morrow morning at ten o'clock.

---

FRIDAY, January 20, 1837.

At ten o'clock the House met.

Mr. Molleson presented a petition from John Nevins, of Middlesex, praying for a pension for revolutionary services;

Which was referred to Messrs. Molleson, Delicker and Pettit.

Mr. Alexander presented a petition from certain citizens of Newark, praying an alteration in the charter of said city;

Which was read and referred to the committee upon that subject.

Mr. Saunier presented a petition from certain citizens of Bergen praying for the incorporation of a banking company, to be located at Manchester, in the county of Bergen;

Which was referred to Messrs. Saunier Springer and Duryee.

Mr. Pierson presented a petition from certain citizens of Essex praying the incorporation of a company to construct a rail road from Rockaway, to intersect the Morris and Essex rail road;

Which was referred to Messrs Pierson, Dellicker, and Jobs.

Mr. Alexander, from the committee upon that subject, reported a bill entitled "An act to confirm the title to certain real estate in the township of South Amboy."

Which was read and ordered a second reading.

Mr. Molleson from the committee upon that subject reported a bill entitled "An act for the permanent location of streets, avenues, squares or places within the city of New Brunswick,"

Which was read, ordered a second reading and to be printed.

Mr. Molleson from the same committee reported a bill entitled "An additional supplement to the act entitled an act to alter and amend the charter of the city of New Brunswick,"

Which was read and ordered a second reading and to be printed.

Mr. Molleson from the committee upon that subject reported

a bill entitled " An act to incorporate the Middlesex county Bank," in the village of Spottswood,

Which was read and ordered a second reading.

Mr. Valentine from the committee upon that subject reported a bill entitled " A supplement to the act to incorporate the Belvidere Bank,"

Which was read and ordered a second reading.

Mr. Tuttle, from the committee upon that subject reported a bill entitled " An act to authorise Mindwell Beers, widow and administratrix, and Oliver S. Halsted, administrator of George H. Beers, deceased, to convey certain real estate to Charles Squire and George A. Wasson; and to authorise trustees therein named to convey certain real estate of said deceased,"

Which was read and ordered a second reading.

Mr. Bleecker asked and obtained leave to introduce a bill entitled " An act to incorporate the Rockaway manufacturing company,"

Which was read and ordered a second reading.

The re-engrossed bill entitled " An act to incorporate the Burlington county Bank at Medford, to be located in the town of Medford, in the county of Burlington,

Was taken up, read a third time and compared,

And while the said bill was under consideration,

Mr. Strader moved that the further consideration of said bill be postponed,

Which was not agreed to.

Upon the question shall this bill pass ?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Ladow, |
| Chetwood, | Molleson, |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Doremus, | Richards, |
| Dickerson, | Saunier, |
| Davis, | Springer, |
| Flatt, | Seely, |
| Flummerfelt, | Tuttle, |
| Fenimore, | Valentine, |
| Hull, | Wade, |
| Hunt, | Wills, |
| Linn, | Young.—29. |
| Lalor, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Hall, |
| Bray, | Haight, (Sp.) |
| Blane, | Jobs, |
| Brown, | Johnes, |
| Burtis, | Larason, |
| Conover, | Riggs, |
| Dellicker, | Strader, |
| Duryee, | Talmage,—19. |
| Edgar, | |

Ordered, That the Speaker sign said bill, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the same and request their concurrence.

The engrossed bill entitled "An act to incorporate the Hunterdon county rail road company,"

Was taken up read a third time and compared,

And on motion of Mr. Bray, ordered to be recommitted.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed the bill from the House of Assembly entitled "An act to authorise the sale of the real estate of William R. Baricklo, late of the county of Middlesex deceased," with sundry amendments,

To which amendments the assent of the House of Assembly is requested.

Council have passed the following bills, viz:

"An act to authorise Edward Thockmorton, administrator of William L. Lipincott deceased, late of the township of Shrewsbury in Monmouth county, to fulfil a contract of the said deceased by conveying certain real estate to Webley Edwards."

And "An act to regulate and protect the fisheries in the north and south branches of Shrewsbury river, in the county of Monmouth."

To which bills the assent of the House of Assembly is requested.

The bill entitled "An act to authorise the sale of the real estate of William R. Barricklo, late of the county of Middlesex, deceased, was taken up the amendments made by Council thereto agreed to, and the said bill ordered to be re-engrossed.

The bill from Council entitled "An act to authorise Edward Thockmorton administrator of William L. Lipencott, deceased late of the township of Shrewsbury in the county of Monmouth

to fulfill a certain contract of the said deceased by conveying certain real estate of Webley Edwards,"

Was read and committed to Messrs. Gifford, Fenimore and Springer.

The bill from Council entitled "An act to regulate and protect the fisheries in the North and South branches of Shrewsbury river in the county of Monmouth,"

Was read and ordered a second reading.

The engrossed bill entitled "A supplement to the act entitled an act to enable the owners of swamps or meadow ground to drain the same, and to repeal a law heretofore made for that purpose, passed the twenty fourth of November seventeen hundred and ninety two,"

Was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hall, |
| Brown, | Haight, (Sp.) |
| Blane, | Hunt, |
| Burtis, | Jobs, |
| Budd, | Larason, |
| Chetwood, | Lalor, |
| Conover, | Ladow, |
| Cooper, | Molleson, |
| Corsen, | Ogden, |
| Doremus, | Pierson, |
| Dellicker, | Pettit, |
| Dickerson, | Richards, |
| Duryee, | Saunier, |
| Davis, | Strader, |
| Edgar, | Springer, |
| Flatt, | Talmage, |
| Flummerfelt, | Valentine, |
| Fenimore, | Wade, |
| Gifford, | Wills, |
| Hull, | Young,—40. |

NAYS.

Mr. Tuttle, Mr. Johnes,—2.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Linn called up the bill entitled "An act to incorporate the Hamburgh bank," and the same having been amended, was ordered to be engrossed for a third reading.

Mr. Doremus called up the bill from Council entitled "An act to incorporate the Bergen Free Stone Company," and the same was read a second time by sections, agreed to, and ordered a third reading.

On motion of Mr. Riggs, the rules of the House were dispensed with, and the title of the said bill was taken for its third reading:

Upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt, |
| Bleecker, | Johnes, |
| Bray, | Jobs, |
| Brown, | Linn, |
| Blane, | Larason, |
| Budd, | Lalor, |
| Chetwood, | Ladow, |
| Conover, | Molleson, |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Doremus, | Riggs, |
| Dellicker, | Richards, |
| Dickerson, | Saunier, |
| Duryee, | Strader, |
| Davis, | Springer, |
| Edgar, | Seely, |
| Flatt, | Tuttle, |
| Fenimore, | Talmage, |
| Flummerfelt, | Valentine, |
| Hull, | Wade, |
| Hall, | Wills, |
| Haight, (Sp.) | Young,—46. |

NAY.

Mr. Burtis,—1.

Ordered, That the Speaker sign the same and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

Mr. Wills called up the bill entitled "An act relative to the New Jersey Rail road and Transportation Company,"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Blane called up the bill entitled "An act to compel the appearance of incorporations to indictments and informations," and the same having been read through by sections, amended and agreed to, was ordered to be engrossed for a third reading.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Alexander presented a petition from certain citizens of Newark, praying that alterations may be made in the charter of said city;

Which was referred to the committee upon that subject.

Mr. Corsen presented a petition from sundry citizens of Cape May, praying the incorporation of a banking company to be located in this county;

Which was referred to Messrs. Corsen, Cooper and Davis.

Mr. Seely, presented a petition from the association of the Bridgeton Academy, praying relief;

Which was read and referred to Messrs Seely, Alexander, and Lalor.

Mr. Hall from the committee upon that subject reported a bill entitled "An act to authorise the erection and maintaining of a good and sufficient fence to inclose the Round Mountain in the township of Readington in the county of Hunterdon for the Preservation of the timber growing thereon,"

Which was read and ordered a second reading.

Mr. Bray, from the committee to whom was recommitted the engrossed bill entitled "An act to incorporate the Hunterdon county rail road," reported the same with sundry amendments; which amendments were read; and those proposed to be made to the sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth and fifteenth, sections of said bill were agreed to.

The amendment to the seventeenth section read as follows:

"And provided further, and it is hereby expressly declared

that the privileges conferred by this act are not intended, and shall not be construed in any such way as to interfere with, or infringe upon any rights heretofore granted to any other incorporated company or companies."

And while the same was under consideration,

Mr. Hunt moved that the further consideration of said bill be postponed ;

Upon which motion Mr. Blane called for the yeas and nays which were ordered ;

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows :

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Caldwell, | Messrs. | Jobs, |
| | Corsen, | | Johnes, |
| | Dickerson, | | Linn, |
| | Duryee, | | Larason, |
| | Davis, | | Lalor. |
| | Edgar, | | Ladow, |
| | Flatt, | | Pierson, |
| | Fenimore, | | Strader, |
| | Gifford, | | Springer, |
| | Hull, | | Valentine, |
| | Haight, (Sp.) | | Wills, |
| | Hunt, | | Young,—24. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hall, |
| | Bleecker, | | Molleson, |
| | Bray, | | Ogden, |
| | Blane, | | Pettit, |
| | Burtis, | | Riggs, |
| | Budd, | | Richards, |
| | Chetwood, | | Seely, |
| | Cooper, | | Tuttle, |
| | Dellicker, | | Talmage, |
| | Flummerfelt, | | Wade,—20. |

Mr. Chetwood moved to reconsider the vote given yesterday upon the third reading of the bill entitled "An act to incorporate the Citizens' Bank at Elizabethtown."

Upon which motion Mr. Riggs called for the yeas and nays which were ordered;

And on the question, shall this motion be agreed to,

It was determined in the negative as follows;

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Chetwood, | Messrs. | Ladow, |
| | Cooper, | | Molleson, |
| | Caldwell, | | Ogden, |
| | Corsen, | | Pierson, |
| | Duryee, | | Richards, |
| | Davis, | | Springer, |
| | Flatt, | | Seely, |
| | Flummerfelt, | | Tuttle, |
| | Hull, | | Valentine, |
| | Haight, (Sp.) | | Wade, |
| | Hunt, | | Wills, |
| | Linn, | | Young,—25. |
| | Larason, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Gifford, |
| | Bleecker, | | Hall, |
| | Bray, | | Jobs, |
| | Burtis, | | Johnes, |
| | Budd, | | Pettit, |
| | Dellicker, | | Riggs, |
| | Dickerson, | | Talmage, |
| | Edgar, | | Strader,—17. |
| | Fenimore, | | |

Mr. Chetwood then asked leave to withdraw the papers from the files of the House, which was granted.

Mr. Wills moved to dispense with the rule of the House, to take up the engrossed bill entitled "An act relative to the New-Jersey Rail Road and Transportation company,"

Which was agreed to;

And said bill was taken up read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Ladow, |
| | Bleecker, | | Molleson, |
| | Burtis, | | Ogden, |
| | Chetwood, | | Pierson, |
| | Cooper, | | Pettit, |
| | Corsen, | | Riggs, |
| | Dickerson, | | Richards, |
| | Duryee, | | Strader, |
| | Davis, | | Springer, |
| | Edgar, | | Seely, |
| | Flatt, | | Tuttle, |
| | Hull, | | Talmage, |
| | Haight, (Sp.) | | Valentine, |
| | Hunt, | | Wade, |
| | Jobs, | | Wills, |
| | Johnes, | | Young,—32. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Gifford, |
| | Blane, | | Hall, |
| | Budd, | | Linn, |
| | Caldwell, | | Larason,—9. |
| | Dellicker, | | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Wills called up the bill from Council entitled " An act to incorporate the United Mining and Manufacturing company,"

And while the same was under consideration,

Mr. Tuttle moved to amend the ninth section by striking out the following words :

" That this shall be deemed and considered a public act, and as such, shall be judically referred to in all courts of justice, without being specially pleaded, and,"

Which was agreed to.

The said bill having been gone through with by sections amended and agreed to, it was ordered to a third reading.

On motion of Mr. Wills, the title of said bill was taken for its third reading,

And on the question, shall this bill pass?

It was determined in the negative as follows :

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Linn, |
| | Bleecker, | | Lalor, |
| | Burtis, | | Ogden, |
| | Budd, | | Pettit, |
| | Chetwood, | | Richards, |
| | Cooper, | | Saunier, |
| | Caldwell, | | Seely, |
| | Corsen, | | Talmage, |
| | Doremus. | | Valentine, |
| | Dellicker, | | Wills, |
| | Fenimore, | | Young,—22. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Haight, (Sp.) |
| | Brown, | | Hunt, |
| | Dickerson, | | Jobs, |
| | Duryee, | | Johnes, |
| | Davis, | | Larason, |
| | Edgar, | | Ladow, |
| | Flatt, | | Pierson, |
| | Gifford, | | Riggs, |
| | Hull, | | Springer,—19. |
| | Hall, | | |

On motion, Ordered to lie upon the table.

On motion of Mr. Chetwood, the House went into committee of the whole, Mr. Seely in the Chair, on the several bills relating to the Orphan's Court system, and after some time spent therein, the committee rose reported progress, and asked leave to sit again ;

Which was granted.

Mr. Tuttle moved to reconsider the vote upon the third reading of the bill entitled " An act to incorporate the United Mining and Manufacturing company,"

Which was agreed to.

Mr. Tuttle then moved to reconsider the fifth section of said bill, which was agreed to.

Mr. Tuttle then moved to strike out of said section the words

"said county" and to insert in lieu thereof the words *this state*, so that it shall read:

"Provided, That the said company shall not purchase or hold any more land in *this state* than shall be intended and required for the purposes of this act, and not exceeding ten acres," &c.

Which was agreed to.

The said bill was then ordered to a third reading; after which

The House adjourned to to-morrow morning at ten o'clock.

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SATURDAY, January 21, 1837.

At ten o'clock the House met.

Mr. Alexander presented a petition from sundry citizens of Middlesex, praying the passage of a law to submit the question of the location of the Court House of that county to the voters thereof;

Which was referred to the committee upon that subject.

Mr. Blane offerred the following;

Whereas, it appears that a rail road has been constructed from the Delaware Bridge near Trenton to the line of the Delaware and Raritan Canal, and which road is to be thence continued as is said, to the city of New Brunswick;

Therefore resolved, That a committee be appointed whose duty it shall be to inquire by whom and by what authority and with what intent or purpose the said rail road has been constructed, and what use is now made of the same; and whether it is intended to continue the said rail road to any other part or place in this state, and how the interests of the state of New Jersey now are or may hereafter be effected thereby: and also, whether the act authorising the construction of a rail road from the New Jersey rail road to the Camden and Amboy rail road at or west of Spottswood, authorises the construction of said road to Trenton: and that the said committee have power to send for and examine persons and papers in making the said inquiry: and they are hereby instructed to make report upon the above stated matters to this House, with as little delay as circumstances will permit;"

Which was read and agreed to, and Messrs. Blane, Hunt and Riggs appointed said committee.

Mr. Gifford from the committee upon that subject reported a bill from Council entitled "An act to authorise Edward Thockmorton, administrator of William L. Lippencott, deceased, late of the township of Shrewsbury, in the county of Monmouth, to fulfil a certain contract of the said deceased, by conveying certain real estate to Welby Edwards,"

Which was read and ordered a second reading.

Mr. Pierson from the committee upon that subject reported a bill entitled "An act to incorporate the Orange and Hanover rail road company,"

Which was read and ordered a second reading.

Mr. Duryee, from the committee upon that subject reported a bill entitled "An act to incorporate the Manchester Bank,

Which was read and ordered a second reading.

Mr. Springer asked and obtained leave to introduce a bill entitled "A further supplement to the act entitled an act concerning landlords and tenants,"

Which was read, ordered a second reading and to be printed.

Mr. Seely, from the committee upon that subject reported a bill entitled "An act to continue the succession of the trustees of the Bridgeton Academy,"

Which was read, ordered a second reading and to be printed.

Mr. Burtis offered the following:

Resolved, That a committee of this House be appointed to inquire what repairs, if any, are necessary to be done to the government house and fences;

Which was read, agreed to, and Messrs. Burtis, Caldwell and Doremus appointed.

The engrossed bill entitled "An act to compel the appearance of Incorporations to indictments and informations,"

Was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to authorise trustees therein named to sell and convey certain real estate of George Corlies, late of the county of Monmouth, deceased,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign said bill, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the same and request their concurrence.

Mr. Alexander from the committee upon that subject report-

ed a bill entitled "An act to amend the act to incorporate the city of Newark,"

Which was read, ordered a second reading and to be printed.

Mr. Valentine called up the bill entitled "An additional supplement to the act entitled an act to incorporate the Belvidere Bank, passed the thirteenth day of February, one thousand eight hundred and thirty,"

And while the same was under consideration,

On motion of Mr. Flatt,

Ordered, That the further consideration of said bill be postponed.

Mr. Hull called up the bill from Council entitled "An act to dissolve the marriage contract between James M. Rorick and Frances B. Rorick;"

Which was read, agreed to and ordered a third reading.

Mr. Hall called up the bill from Council entitled "An act to incorporate the Raritan manufacturing company;"

Which was read a second time by sections and agreed to.

Mr. Davis moved that the further consideration of said bill be postponed; which was not agreed to.

The said bill was then ordered to a third reading.

Mr. Blane called up the bill entitled "An act to relieve the inhabitants along the route of the Trenton Delaware Falls Company's raceway," and while the second section of said bill was under consideration,

On motion of Mr. Wills,

Ordered, That the further consideration of said bill be postponed.

Mr. Flatt moved that when this House adjourns it adjourn to meet again on Monday morning at ten o'clock;

Which was not agreed to.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed a bill entitled "An act to incorporate the Paterson Machine company,"

To which bill the assent of the House of Assembly is requested.

Council have passed the bill from the House of Assembly en-

titled " An act incorporating the Sparta Manufacturing company, in the county of Sussex," with an amendment,

To which amendment the assent of the House of Assembly is requested.

Council have passed the following bills from the House of Assembly entitled " An act concerning the marsh and meadow lying between the Amicable and Union companies on Oldman's Creek, in the township of upper Penn's Neck, in the county of Salem."

" An act to incorporate the Morristown Fire company of Morristown, in the county of Morris, engine number one," and " An act to incorporate the New Jersey Gum-elastic Manufacturing company," without amendment.

The amendment made in Council to the bill entitled " An act to incorporate the Sparta Manufacturing company, in the county of Sussex,"

Was read and agreed to, and said bill ordered to be engrossed.

The bill from Council entitled " An act to incorporate the Paterson Machine company,"

Was read and referred to Messrs. Pierson, Davis and Valentine.

Mr. Valentine called up the bill entitled " An additional supplement to the act entitled an act to incorporate the Belvidere Bank, passed the thirteenth day of February, one thousand eight hundred and thirty,"

And while the same was under consideration,

Mr. Valentine moved to strike out all after the enacting clause in the first section, and insert the following:

" That the Directors of the said Belvidere Bank are hereby empowered to equalise the value of the new stock to the old authorised to be subscribed by the fourteenth section of the act to which this is an additional supplement, by requiring payment on the new stock of the rateable proportion of the expenses of said bank in its organization and establishment, and an amount equal to surplus profits on hand; Provided however, that the present stockholders of the original stock shall be entitled to a preference in subscribing to *one half* of the said increased capital, in proportion to the amount of stock now held by them; and provided also, that the whole amount of the said new stock shall be actually subscribed and paid in, within ten years from the passage of this act."

Mr. Hunt moved to amend the amendment, by striking out the first proviso therein contained;

And while the same was under consideration,

Mr. Hunt withdrew his motion, and substituted in lieu thereof the following:

Strike out in the first proviso contained in the amendment, the words 'one half,' and insert in lieu thereof the words *ten thousand dollars:*

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was decided in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Edgar, |
| | Bray, | | Hunt, |
| | Blane, | | Ladow, |
| | Caldwell, | | Riggs,—9. |
| | Corsen, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Chetwood, | Messrs. | Johnes, |
| | Dellicker, | | Linn, |
| | Davis, | | Lalor, |
| | Flatt, | | Ogden, |
| | Flummerfelt, | | Pierson, |
| | Gifford, | | Springer, |
| | Hull, | | Talmage, |
| | Hall, | | Valentine, |
| | Haight, (Sp.) | | Young,—19. |
| | Jobs, | | |

The said bill was further amended by striking out the preamble and remaining sections, agreed to, and ordered to be engrossed for a third reading.

On motion of Mr. Blane,

Ordered, That the said bill as amended be printed.

Mr. Bray called up the bill entitled "An act to incorporate the Hunterdon county rail road," and while the same was under consideration;

On motion of Mr. Flatt,

Ordered, That the further consideration of the same be postponed.

Mr. Hall called up the bill entitled "A supplement to the act incorporating the Trenton manufacturing company,"

Which was read a second time, agreed to and ordered to be engrossed for a third reading.

Mr. Lalor called up the bill entitled "An act authorising the guardian of Sarah E. Howell and Philipina F. Howell, to make sale of certain real estate;"

Which was read by sections, amended and agreed to.

On motion of Mr. Hunt,

Ordered, That the further consideration of the same be postponed.

The House adjourned to Monday morning at ten o'clock.

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Monday, January 23, 1837.

At ten o'clock the House met.

Mr. Pierson from the committee to whom was referred the bill from Council entitled "An act to incorporate the Paterson Machine company," reported the same without amendment;

Which was read and ordered a second reading.

The engrossed bill entitled "A supplement to the act to incorporate the Trenton Manufacturing company, passed the twentieth day of February A. D. eighteen hundred and thirty four."

Was taken up read a third time and compared,

Upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An additional supplement to the act entitled an act to incorporate the Belvidere Bank, passed the thirteenth day of February, eighteen hundred and thirty,"

Was taken up read a third time and compared,

And on the question shall this bill pass?

It was determined in the affirmative as follows;

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Burtis. |
| Bray, | Chetwood, |
| Bleecker, | Caldwell, |

| | |
|---|---|
| Messrs. Corsen, | Messrs. Linn, |
| Doremus, | Lalor, |
| Dellicker, | Ladow, |
| Dickerson, | Ogden, |
| Duryee, | Pierson, |
| Davis, | Pettit, |
| Edgar, | Richards, |
| Flatt, | Strader, |
| Flummerfelt, | Springer, |
| Hull, | Seely, |
| Hall, | Talmage, |
| Haight, (Sp.) | Valentine, |
| Jobs, | Wills, |
| Johnes, | Young,—34. |

NAYS.

Mr. Blane, Mr. Hunt,—2.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Flatt called up the bill from Council entitled "A supplement to the act entitled "An act to incorporate the Rahway Steamboat company, passed December third, one thousand eight hundred and twenty five,"

And while the same was under consideration,

On motion of Mr. Flatt,

Ordered, That the further consideration of the same be postponed.

Mr. Gifford called up the bill entitled "A supplement to the act entitled an act to incorporate the Howell works company, passed the fourth day of March eighteen hundred and twenty-eight, to authorise said company to construct a rail road from their works to the Shrewsbury river, in the county of Monmouth with transportation privileges,"

And while the same was under consideration:

Mr. Chetwood moved to amend the fourth section by striking out the following words in the proviso, after the words annulled; "As to such parts of said road so abandoned, or not keep in repair," so as to read:

"Provided always, that in case the said company after the same is completed, shall abandon the said road or cease to keep the same in repair at any time for three successive years,

that then and in that case this charter shall be annulled, and the title to the lands," &c.

And while the same was under consideration,

On motion of Mr. Wills,

Ordered, That the further consideration of this section be postponed.

Mr. Dickerson moved to amend the fifteenth section by inserting the word, *repeal* after the word 'modify,' so as to read;

"That the Legislature of this state may at any time hereafter alter, amend, modify or *repeal* this act," &c.

Which was not agreed to.

Mr. Pierson moved to amend the sixth section by inserting at the end thereof the following;

"Provided, That it shall not be lawful for said company to construct said rail road or roads upon any public road or highway, except to cross the same in the shortest and most direct manner, without the consent of a majority of the inhabitants of the townships where such rail road is located having been first obtained at a regular town meeting,"

Which was read and agreed to.

On motion of Mr. Wills,

Ordered, That the further consideration of the same be postponed.

Mr. Blane called up the bill from Council entitled "An act to incorporate the Raritan Manufacturing Company," and moved that the same be recommitted;

Which was agreed to.

Mr. Chetwood called up the bill entitled "An act to authorise the Vestry of Trinity Church at Newark to execute deeds of release and conveyance in fee simple of certain lands:"

Which was read a second time by sections and agreed to, and ordered to be engrossed for a third reading.

Mr. Talmage called up the bill entitled "An act to relieve Baas Staats Bergen, of the county of Somerset;"

Which was read a second time, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Alexander called up the bill entitled "An act to confirm the title to certain real estate in the township of South Amboy;"

Which was read a second time by sections and agreed to.

On motion of Mr. Alexander,

Ordered, That the further consideration of the same be postponed.

Mr. Bleecker called up the bill entitled "An act to incorporate the Rockaway manufacturing company,"

And while the same was under consideration,

Mr. Alexander moved to amend the third section, by annexing thereto the following:

"Provided, That the said corporation shall organise and proceed to the business hereby authorised to be carried on within five years from the passage of this act, or that the privileges granted shall cease and this act be void;"

Which was read and agreed to.

On motion of Mr. Flatt,

Ordered, That the further consideration of said bill be postponed.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Alexander presented a petition from certain citizens of Middlesex, praying that the question of the location of the Court House, be submitted to the voters of that county;

Which was referred to the committee upon that subject.

Mr. Fenimore called up the bill entitled "An act to incorporate the Farmers and Mechanics' Bank of the city of Burlington;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Flatt offered the following:

Resolved, That the Keeper of the New Penitentiary be permitted to use for the benefit of the Prison, two Nott stoves lately used in the lobby of this House, until the further order of this House;

Which was read and agreed to.

Mr. Jobs from the committee to whom was recommitted the bill from Council entitled "An act to incorporate the Raritan manufacturing company," reported the same with amendments;

Which were read and agreed to.

On motion of Mr. Valentine the title of said bill was taken for its second reading and the same was ordered to a third reading.

On motion of Mr. Chetwood, the House went into committee of the whole Mr. Seely in the chair, upon the several bills relating to the Orphan's Court System, and after some time spent therein, the committee rose reported progress, and asked leave to sit again; which was granted.

Mr. Doremus called up the bill from Council entitled "An act to incorporate the Paterson Machine company," and the same having been read through by sections and agreed to, it was ordered to a third reading.

Mr. Bleecker call up the bill entitled "An act to incorporate the Rockaway Manufacturing company,"

And while the same was under consideration:

Mr. Bleecker moved to amend the ninth section by annexing thereto the following;

"Provided, That the using of the said waters shall not interfere with the rights of any other person or persons; and they shall not take an additonal quantity of water from Lake Hopatcong, in consequence of this grant,"

And before the question was taken upon said amendment,

On motion of Mr. Flatt,

Ordered, That the further consideration of said be bill be postponed.

Mr. Gifford called up the bill entitled "A supplement to the act entitled an act to incorporate the Howell Works company, passed the fourth day of March eighteen hundred and twenty eight, to authorise said company to construct a rail road from their works to the Shrewsbury river, in the county of Monmouth, with transportation privileges," and the same having been amended;

On motion of Mr. Bray,

Ordered, That the further consideration of said bill be postponed.

The House adjourned to to-morrow morning at ten o'clock.

---

TUESDAY, January 24, 1837.

At ten o'clock the House met.

Mr. Alexander presented a petition from sundry inhabitants of Middlesex praying the passage of a law submitting the question of the location of the Court House of that county to the voters thereof;

Which was referred to the committee upon that subject.

Mr. Larason presented a petition from Lewis S. Coryell, administrator, praying the passage of a law to authorise the sale of certain real estate;

Which was read and referred to Messrs. Larason, Ladow and Cooper.

Mr. Wills from the committee upon that subject reported a bill entitled "An act for the more effectual relief of creditors in certain cases,"

Which was read, ordered a second reading and to be printed.

The re-engrossed bill entitled "An act incorporating the Sparta manufacturing company, in the county of Sussex,"

Was read and compared,

And on the question shall this bill pass?

It was determined in the affirmative as follows;

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Hall, |
| | Blane, | | Haight, (Sp.) |
| | Burtis, | | Hunt, |
| | Budd, | | Linn, |
| | Chetwood, | | Lalor, |
| | Cooper, | | Ladow, |
| | Caldwell, | | Ogden, |
| | Corsen, | | Pierson, |
| | Doremus, | | Pettit, |
| | Dellicker, | | Riggs, |
| | Dickerson, | | Richards, |
| | Duryee, | | Strader, |
| | Davis, | | Springer, |
| | Flatt, | | Seely, |
| | Flummerfelt, | | Talmage, |
| | Fenimore, | | Valentine. |
| | Gifford, | | Wills, |
| | Hull, | | Young,—36. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Jobs, |
| | Brown, | | Larason, |
| | Edgar, | | Molleson,—7. |
| | Johnes, | | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made in Council to the said bill and have ordered the same to be re-engrossed.

The re-engrossed bill entitled "An act to authorise the sale of real estate late of William R. Barricklo, late of the county of Middlesex, deceased,"

Was read and compared, and on the question, shall this re-engrossed bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made in Council to the said bill, and have ordered the same to be re-engrossed.

The bill from Council entitled "An act to incorporate the Raritan manufacturing company" having been read a third time as amended;

On the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

The engrossed bill entitled "An act for the relief of Baas Staats Bergen,"

Was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled "An act to incorporate the Paterson machine company,"

Was read a third time, and on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendmeht.

Mr. Bray called up the bill entitled "An act to incorporate the Hunterdon rail road company," and the question being upon adopting the amendment made by the committee to the seventeenth section of said bill, being in the following words:

"And provided further, and it is hereby expressly declared that the privileges conferred by this act are not intended and shall not be construed in any such way as to interfere with or infringe upon any rights heretofore granted to any other incorporated company or companies;"

Which amendment was not agreed to.

Mr. Hunt moved to reconsider the sixth section of said bill;

Which was agreed to.

Mr. Hunt then offerred the following amendment to said section ;

" Provided nevertheless that it shall not be lawful for the said company to lay out or construct the said rail road, until the consent of the Delaware and Raritan Canal and the Camden and Amboy Railroad and Transportation Companies, or their successors or assigns, be first had to the same, under the hands and seals of the Presidents and Secretaries thereof, setting forth the assent of the Directors of said companies, which assent shall be filed in the office of the Secretary of this State, there to remain of record."

At the suggestion of Mr. Alexander, Mr. Hunt withdrew temporarily his amendment,

When Mr. Alexander offerred the following as an amendment to the sixth section;

"Provided, That nothing in this act contained shall be construed into an authority to construct a road which shall be intended or used for the transportation of passengers and merchandise, between the cities of New York and Philadelphia, or to compete in business with the Camden and Amboy Railroad,"

Mr. Chetwood moved to amend the amendment offerred by Mr. Alexander to the said sixth section by striking out all after the word 'Provided,' and inserting the following :

" That the company created by this act shall not be authorised to construct any rail road or roads, which may or can be used for the transportation of passengers or property between New York and Philadelphia, or to compete in any way with the Camden and Amboy Railroad company ; and provided also, that the said company created by this act shall not be authorised to construct any rail road or roads, contrary to the provisions of an act relative to the Camden and Amboy rail road and Transportation company, passed February fourth, eighteen hundred and thirty, or of the various supplements thereto.

Upon the suggestion of Mr. Molleson, the latter proviso of this amendment to the amendment, was altered and accepted by Mr. Chetwood, so as to read ;

" And provided also, that the said company created by this act shall not be authorised to construct any rail road or roads, contrary to the provisions of an act *to incorporate* the Camden and Amboy Railroad and Transportation company, passed February fourth eighteen hundred and thirty, or of the *act to incorporate the Delaware and Raritan Canal company, passed the fourth of February eighteen hundred and thirty*, or of the various supplements thereto.

The question being upon adopting the amendment to the amendment ; the yeas and nays were called for and ordered ;

Upon the question shall this amendment be so amended? it was determined in the affirmative as follows;

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight, (Sp.) |
| Bray, | Johnes, |
| Brown, | Larason, |
| Blane, | Lalor, |
| Burtis, | Molleson, |
| Chetwood, | Ogden, |
| Caldwell, | Pierson, |
| Doremus, | Riggs, |
| Dellicker, | Strader, |
| Edgar, | Seely, |
| Fenimore, | Talmage, |
| Gifford, | Wills,—25. |
| Hall, | |

NAYS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Jobs, |
| Corsen, | Linn. |
| Dickerson, | Ladow, |
| Duryee, | Pettit, |
| Davis, | Richards, |
| Flatt, | Springer, |
| Flummerfelt, | Valentine, |
| Hull, | Young,—17. |
| Hunt, | |

The amendment was then agreed to and the bill ordered to be engrossed for a third reading.

The Chair laid before the House the annual statement of the affairs of the Mechanics and Manufacturers' Bank, at Trenton, as follows:

"In compliance with the charter, the President and Cashier of the Mechanics and Manufacturers's Bank at Trenton, respectfully submit to the Honorable the Legislature of New Jersey, the following exhibit of the affairs of the said Bank, this 20th day of January, 1837;

| | DR. |
|---|---|
| To bills discounted. | $166,344 33 |
| Due from other Banks, | 32,814 19 |
| Specie on hand, | 18,358 96 |
| Notes of other Banks, | 6,065 76 |
| Balance of account for plates, bank fixtures, &c. | 600 00 |
| Incidental account, including state tax, | 533 23 |
| | $224,686 47 |

| | CR. |
|---|---|
| By Capital Stock paid in. | $100,000 00 |
| Notes in circulation. | 57,215 00 |
| Due other Banks, | 1,608 42 |
| Discounts unappropriated, | 3,270 62 |
| Deposites, | 62,592 43 |
| | $224,686 47 |

STATE OF NEW-JERSEY. }
City of Trenton, } ss.

Personally appeared before me, Charles Barroughs, Mayor of the city of Trenton, Charles Parker, President and Jasper S. Scudder, Cashier, of the Mechanics and Manufacturers' Bank at Trenton, who being duly sworn according to law, depose and say, that the above statement is correct, according to the best of their knowledge and belief.

CHARLES PARKER, President.
JASPER S. SCUDDER, Cashier.

Sworn and subscribed before me, this 21st day of January, 1837.

CHARLES BURROUGHS.

Which was ordered to lie on the table and be printed.

Mr. Hall called up the bill entitled "An act to authorise the erection and maintaining of a good and sufficient fence to inclose the round mountain, in the township of Readington, in the county of Hunterdon, for the preservation of the timber growing thereon:"

And the same having been read a second time by sections, amended and agreed to, was ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed a bill entitled "An act to release to Aaron Ogden the right of the state of New Jersey, of, in and to a certain lot of land covered with water, in the bay of New York, herein described and specified,"

To which bill the assent of the House of Assembly is requested.

The bill from Council entitled "An act to release to Aaron Ogden the right of the state of New Jersey, of, in and to a cer-

tain lot of land covered with water, in the bay of New York, herein described and specified,"

Was taken up and referred to Messrs. Doremus, Alexander and Chetwood.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Molleson presented a petition from sundry citizens of the state praying the passage of a law to regulate the navigation upon the Raritan river, which was read and referred to Messrs. Molleson, Jobs and Ogden.

Mr. Alexander presented a petition from sundry citizens of Middlesex, praying the passage of a law to submit the question of the location of the Court House of that County to the voters thereof;

Which was referred to the committee upon that subject.

Mr. Valentine presented a petition from William M'Ilroy, junior, praying a modification of the existing laws relative to taxes, in favor of single men; which was read.

Mr. Alexander moved that the petition be printed;

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was decided in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Bray, | Strader, |
| Cooper, | Springer, |
| Doremus, | Valentine,—9. |
| Dellicker, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Burtis, |
| Brown, | Budd, |
| Blane, | Conover, |

| | |
|---|---|
| Messrs. Caldwell, | Messrs. Hunt, |
| Corsen, | Jobs, |
| Dickerson, | Larason, |
| Duryee, | Ladow, |
| Davis, | Molleson, |
| Edgar, | Ogden, |
| Flatt, | Pierson, |
| Flummerfelt, | Riggs, |
| Fenimore, | Richards, |
| Gifford, | Talmage, |
| Hull, | Wills, |
| Hall, | Young,—30. |

Mr. Molleson moved that the petition be referred to a committee of members being bachelors, which was agreed to, and Messrs. Alexander, Linn and Riggs were appointed.

Mr. Cooper presented a petition from sundry inhabitants of Camden, praying the incorporation of a banking company to be located at that place ;

Which was read and referred to Messrs. Cooper, Wills and Seely.

Mr. Hunt presented a petition from sundry citizens of Cumberland, praying the repeal of the twelfth and fourteenth sections of the law incorporating the medical socities;

Which was read and referred to the committee upon that subject.

Mr. Tuttle presented a petition from John J. Henderson and others, praying the passage of a law to authorise the sale of certain real estate ;

Which was read and referred to Messrs. Tuttle, Gifford and Budd.

Mr. Johnes from the committee upon that subject reported a bill entitled "An act to enable the owners and possessors of meadows, low lands and swamps adjoining Rocky Brook, in county of Middlesex, to clear the same within the limits therein mentioned ;"

Which was read and ordered a second reading.

Mr. Doremus from the committee upon that subject reported the bill from Council entitled "An act to release to Aaron Ogden the right of the State of New Jersey, of, in and to a certain lot of land covered with water in the bay of New York, herein described and specified," without amendment ;

Which bill was read and ordered a second reading.

The engrossed bill entitled " An act authorising limited partnerships,"

Was taken up read a third time and compared,

And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Bleecker, | | Linn, |
| | Bray, | | Ladow, |
| | Brown, | | Molleson, |
| | Chetwood, | | Ogden, |
| | Conover, | | Pierson, |
| | Cooper, | | Riggs, |
| | Doremus, | | Richards, |
| | Dickerson, | | Strader, |
| | Duryee, | | Springer, |
| | Edgar, | | Seely, |
| | Flatt, | | Tuttle, |
| | Fenimore, | | Talmage, |
| | Hull, | | Wade, |
| | Haight, (Sp.) | | Wills, |
| | Hunt, | | Young,—33. |
| | Johnes, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Messrs. | Flummerfelt, |
| | Burtis, | | Gifford, |
| | Budd, | | Hall. |
| | Caldwell, | | Logan, |
| | Corsen, | | Larason, |
| | Dellicker, | | Pettit, |
| | Davis, | | Valentine,—14. |

Ordered, That the Speaker sign said bill, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

A message from Council by Mr. Westcott their secretary informed the House that Council have passed a bill entitled "An act to erect part of the counties of Essex and Bergen into a new county to be called the county of Passaic; and the eastern part of the county of Gloucester into a separate county to be called the county of Atlantic."

To which bill the assent of the House of Assembly is requested.

The bill from Council entitled "An act to erect parts of the counties of Essex and Bergen into a new county, to be called the county of Passaic: and the eastern part of the county of Gloucester into a separate county to be called the county of Atlantic,"

Upon motion of Mr. Richard, was referred to Messrs. Richards, Doremus and Pierson.

The engrossed bill entitled "An act to authorise Isaac G. Farlee and Samuel D. Stryker, executors of the last will and testament of John Prall, deceased, to pay over a certain legacy therein mentioned,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows;

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight, (Sp.) |
| Bleecker, | Jobs, |
| Bray, | Lina, |
| Burtis, | Logan, |
| Budd, | Ladow, |
| Cooper, | Ogden, |
| Corsen, | Pierson, |
| Doremus, | Pettit, |
| Dellicker, | Pichards, |
| Duryee, | Strader, |
| Davis, | Seely, |
| Edgar, | Tuttle, |
| Flummerfelt, | Talmage, |
| Fenimore, | Valentine. |
| Gifford, | Wade, |
| Hull, | Young,—33. |
| Hall, | |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Johnes, |
| Blane, | Larason, |
| Caldwell, | Springer, |
| Hunt, | Wills,—8. |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Gifford called up the bill entitled "A supplement to the act entitled an act to incorporate the Howell Works' company, passed the fourth day of March eighteen hundred and twenty-eight, to authorise said company to construct a rail road from their works to the Shrewsbury river, in the county of Monmouth with transportation privileges,"

And while the same was under consideration:

Mr. Bray moved to amend the third section by annexing thereto the following,

"Provided however, That the company created by this act shall not be authorised to construct any rail road or roads, which may or can be used for the transportation of passengers or property between New York and Philadelphia, or to compete in any way with the Camden and Amboy Railroad and transportation company; and provided also, that the said company created by this act shall not be authorised to construct any rail road or roads, contrary to the provisions of the act relative to the Camden and Amboy railroad and Transportation company, passed February fourth, eighteen hundred and thirty, or of the act to incorporate the Delaware and Raritan Canal company, passed February fourth eighteen hundred and thirty, or of any of the various supplements thereto;"

Which was read and disagreed to.

Mr. Wills moved to amend the sixth section by inserting immediately before the proviso, the following words;

And if the company neglect to perform the same, after being requested so to do, the owner or possessor may do it himself, and recover the value of the work of the corporation by common process of law;

So that it shall read:

"And also where the said rail road or lateral roads shall intersect any farm or lands of any individual, to provide and keep in repair suitable wagon ways over or under said road or lateral road, so that he may easily pass the same; and if the company neglect" &c.

Which was read and agreed to.

Mr. Hunt moved to amend the seventh section, by striking out the following words:

"For marl, lime, ashes, stone coal or oar, for any distance not exceeding ten miles, eight cents per mile per ton; for any greater distance, not exceeding six cents per mile per ton; or more than one cent per bushel for charcoal, or fifteen cents per cord for wood per mile, for any distance not exceeding ten miles, for any greater distance not exceeding three quarters of

a cent per bushel for charcoal, or twelve cents per cord for wood per mile, or more than twelve cents per ton per mile; or or three cents per barrel, or two cents per bushel per mile for produce or other articles; or more than six cents per mile for carrying each passenger on said road or roads; reserving however, to said company the right to charge and receive a reasonable compensation for loading and unloading heavy and bulky articles whenever the same shall be done at the expense of the said company,"

And in lieu thereof insert the following:

At the rate of six cents per ton per mile for the transportation of property on the said road or lateral roads, or six cents per mile for carrying each passenger, on said rail road or lateral road in the carriages of the company; or three cents per mile for each ton of property transmitted; or three cents per mile for each passenger carried on said rail road or lateral road in carriages of others and three cents per mile for each empty carriage,

Which was agreed to.

The said bill was further amended, and ordered to be engrossed for a third reading.

Mr. Alexander moved to reconsider the vote, ordering the petition of William M'Ilroy junior, to be referred to a committee of members being bachelors,

Which was not agreed to.

Mr. Chetwood moved that two additional members being widowers, be added to the committee, which was agreed to, and Messrs. Dellicker and Ladow were appointed.

The House adjourned to to-morrow morning at ten o'clock.

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WEDNESDAY, January 25, 1837.

At ten o'clock the House met.

Mr. Tuttle presented a petition from citizens of Newark praying the passage of a law authorising the licensing of pilots; which was read, and on motion of Mr. Tuttle, referred to a select committee of five, to wit: Messrs. Tuttle, Molleson, Hunt, Riggs and Valentine.

Mr. Alexander presented a petition from sundry citizens of Middlesex, praying the passage of a law to submit the question

of the location of the Court House of that county, to the voters thereof;

Which was referred to the committee upon that subject.

Mr. Riggs presented a petition from the Bergen county rail road and Transportation company, praying the passage of a law to authorise them to extend their road from Hackensack to the New York State line;

Which was read and referred to Messrs. Riggs, Wade and Conover.

Mr. Dellicker presented a petition from Ann Larrasson, praying to be divorced from her husband;

Which was referred to Messrs. Dellicker, Burtis and Hull.

Mr. Tuttle from the commitee upon that subject reported a bill entitled "An act to empower John J. Henderson, of the city of Newark, in the connty of Essex, guardian of Elizabeth B. Henderson, to sell certain real estate of said Elizabeth;"

Which was read and ordered a second reading.

Mr. Larason from the committee upon that subject reported a bill entitled "A supplement to an act authorising trustees to sell and convey certain real estate late of William Biles, deceased;"

Which was read and ordered a second reading.

Mr. Molleson from the committee upon that subject reported a bill entitled "An act for the relief of John Nevius, of the county of Middlesex;"

Which was read and ordered a second reading.

The bill from Council entitled "An act to incorporate the united mining and manufacturing company," was taken up upon its third reading;

On motion of Mr. Wills, the title of said bill was taken for its third reading;

And on the question, shall this bill pass?

It was determined in the affirmative as follows;

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Dellicker, |
| Bleecker, | Dickerson, |
| Burtis, | Duryee, |
| Budd, | Davis, |
| Chetwood, | Edgar, |
| Conover, | Flummerfelt, |
| Cooper. | Fenimore, |
| Caldwell, | Gifford, |
| Corsen, | Hull, |
| Doremus, | Hall, |

| | | | |
|---|---|---|---|
| Messrs. | Haight, (Sp.) | Messrs. | Richards, |
| | Hunt, | | Strader, |
| | Logan, | | Springer, |
| | Lalor, | | Seely, |
| | Ladow, | | Tuttle, |
| | Molleson, | | Talmage, |
| | Ogden, | | Valentine, |
| | Pierson, | | Wade, |
| | Pettit, | | Wills, |
| | Riggs, | | Young,—40. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Jobs, |
| | Brown, | | Johnes, |
| | Blane, | | Larason,—6. |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with amendmehts ;

To which amendments the assent of Council is requested.

The bill from Council entitled "An act to dissolve the marriage contract between James M. Rorick and Frances B. Rorick ;"

Was read a third time,

And on the question shall this bill pass ?

It was determined in the affirmative as follows ;

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Hull, |
| | Bray, | | Hall, |
| | Burtis, | | Haight, (Sp.) |
| | Budd, | | Johnes, |
| | Cooper, | | Larason, |
| | Caldwell, | | Ogden, |
| | Corsen, | | Pettit, |
| | Doremus. | | Richards, |
| | Dellicker, | | Strader, |
| | Davis, | | Springer, |
| | Edgar, | | Seely, |
| | Flummerfelt, | | Valentine, |
| | Fenimore, | | Young,—27. |
| | Gifford, | | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Brown, | Logan, |
| Blane, | Ladow. |
| Conover, | Molleson, |
| Dickerson, | Tuttle. |
| Duryee, | Talmage, |
| Hunt, | Wade,—14. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

The engrossed bill entitled "An act to authorise the erection and maintaining of a good and sufficient fence to enclose the Round Mountain in the township of Readington, in the county of Hunterdon, for the preservation of the timber growing thereon,"

Was taken up, read a third time and compared,

Upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt, |
| Bray, | Jobs, |
| Brown, | Johnes, |
| Blane, | Logan, |
| Burtis, | Larason, |
| Budd, | Lalor, |
| Chetwood, | Ladow, |
| Conover, | Molleson, |
| Cooper, | Ogden, |
| Caldwell, | Pettit, |
| Corsen, | Riggs, |
| Doremus, | Richards, |
| Duryee, | Strader, |
| Davis, | Springer, |
| Edgar, | Seely, |
| Flummerfelt, | Tuttle, |
| Fenimore, | Talmage, |
| Gifford, | Valentine, |
| Hull, | Wade, |
| Hall, | Wills, |
| Haight, (Sp.) | Young,—42. |

NAYS.

Messrs. Bleecker, Dellicker, Mr. Flatt,—3.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Molleson called up the bill entitled "An act for the permanent location of streets, avenues and public squares or places, within the limits of the city of New Brunswick;"

Which was read a second time by sections, amended and agreed to; and ordered to be engrossed for a third reading.

Mr. Seely called up the bill entitled "An act to continue the succession of the Trustees of the Bridgeton Academy," which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Tuttle called up the bill entitled "An act to incorpoate the Bank of New Jersey;"

And while the same was under consideration,

Mr. Tuttle moved to amend the fourteenth section by inserting between the words 'hundred' and 'thousand,' the words *and fifty*; so that it shall read;

"That it shall not be lawful for said bank to issue any notes or bills, until an affidavit by the President and Cashier, shall have been made and filed in the office of the Secretary of State, stating that one hundred and fifty thousand dollars of the capital stock of the said corporation shall have been subscribed paid in," &c.

Mr. Molleson moved to amend the amendment by striking out the words 'one hundred and fifty,' and insert in lieu thereof the words '*two hundred*,'

Which was agreed to.

The amendment was then agreed to, and the said bill having been gone through with by sections;

Was ordered to be engrossed for a third reading.

The House adjourned to this afternoon at three o'clock.

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At three o'clock the House met.

Mr. Caldwell presented a petition from sundry inhabitants of this state, for a law to authorise the improvement of the navigation of Mantua Creek, in the county of Gloucester;

Which was read and referred to Messrs. Caldwell, Fenimore and Ladow.

Mr. Molleson presented a petition from sundry inhabitants of Middlesex praying the repeal or alteration of the laws respecting the planting of oysters;

Which was read and referred to the committee upon that subject.

Mr. Fennimore, from the committee to whom was referred the petitions of the inhabitants of Bloomsbury residing along the race way of the Trenton Delaware Falls company: reported as follows:

The committee to whom was referred the petitions of sundry inhabitants of Bloomsbury residing along the race way of the Trenton Delaware Falls company, beg leave to report:

That they have had the several subjects presented in said petitions under their consideration: and in order more maturely to determine upon the exigencies of the case presented, have themselves personally examined the race way of said company complained of. The result of their investigations has been to confirm your committee in the opinion that the charter of the said company grants to them canalling privileges, and that these privileges have in no wise been transcended by the company. They found the race way or canal where it passes through the village of Bloomsbury in an unfinished state; but are credibly informed that the company are making every proper exertion to secure the early completion of this part of the work, when, your committee are satisfied, it will be justly obnoxious to none of the complaints set forth in said petitions.—The bridges where the canal passes the public streets, are raised four feet above the contemplated level of the water in the canal, which is a height barely sufficient for the convenient passage of boats, at these places, when the banking and bridges, shall have been completed according to the representations that have been made to them, your committee believe, they will be as convenient and safe as the nature of the case will admit.

Satisfied in their own minds that the Trenton Delaware Falls company are really desirous to perform, and, as fast as the inclement state of the weather and other circumstances will permit, are really doing all that the law or the spirit of justice demands of them, your committee would respectfully recommend to the House, that no further action be had upon the said petitions:

All which is respectfully submitted.

JOHN W. FENNIMORE,
H. A. SPRINGER,
HENRY DURYEE.

*Document accompanying Report.*

To the Hon. John W. Fennimore, chairman of the committee of the House of Assembly :

The undersigned, on behalf of the President and managers of the Trenton Delaware Falls company, would respectfully represent :

That they have been informed that sundry petitions have been presented to the House of Assembly, complaining of the acts and omissions of the said company, and among other things setting forth :

1. That the inhabitants of Bloomsbury, residing along the line of the company's canal, have been seriously inconvenienced and affected in their health, by the stagnant water occasioned by the embankment of said canal.

2. That they have constructed their bridges of an unnecessary height over the streets of Bloomsbury, and praying that the same may be let down within three feet of the level of said streets.

3. That great danger of accidents happening to children working in the factories, in returning home after night, from the banks of the said canal not being fenced ; and from the bridges of the said company not being lighted. And,

4. That serious inconvenience has arisen from the delay of said company in putting up their bridges.

To these complaints, the company feel that they owe it to themselves, and to the Honorable Legislature before whom the charges against them have been preferred, to make a brief statement of facts in answer; And,

*First.* The whole line of the canal, after it recedes from the Delaware and crosses Bloomsbury street, follows the bed of a natural marsh or ravine, which has been almost constantly the seat of more or less stagnant water from time immemorial.—The banks of the canal having been formed by a trifling excavation, upon each side of this ravine, of course the marshy bottom, remained with all its abundance of stagnated water. This will entirely be removed by the current through the canal so soon as the water is let in, which the company contemplate doing early in March next. Apart from the stagnant water here mentioned, there is undoubtedly not more along the line of the canal than was usually found there before its construction, and that will probably henceforth be more effectually drained than it ever yet has been.

Upon the second ground of complaint, the company would remark :

That by the express words of their charter they are authorised to use their canal for canalling purposes ; and that such

grant is to them of great importance; inasmuch as many of their manufactories will be at some distance from places where it may be necessary to forward the manufactures; for instance from Lamberton to Trenton. To this end they have erected all their bridges sufficiently high to admit of boats passing under them: and no higher than is absolutely necessary for this purpose. When the water is in the canal it will be found to be about five feet above the level of Bloomsbury street; and the bottom of the bridge will be about four feet above the surface of the water. A less space between the bridge and the water would render the canal useless, so far as it regards navigation.

Upon the third and fourth grounds of complaints, the comny would remark:

That to all persons who choose to avoid danger, there is less likelihood of accidents occurring upon the same ground, than there was before the canal was made. Then it was a deep marsh, with bluff banks on either side, rising from the miery botom, to a level with the fast land, with no opposing elevation to give notice of the the vicinity of the marsh. Now, for a considerable distance the bank rises above the fast land, on either side of the canal, some feet; so that no one can walk into the canal without climbing up the bank to do so. Again, The entire route of the canal below the Assanpink, except where it crosses public streets, is at some distance from any road, and through lands owned by individuals who have heretofor maintained fences round them, and who will doubtless continue to do so. If this supposition be correct, there can be no need of a second fence to prevent accidents happening to persons returning home from the factories, except where the canal crosses the public streets. At these places, so soon as their bridges are all up, which will be in a few weeks, proper guards will be erected, to secure all passers by from accident. The company feeling it a duty already as binding upon them as any human law can make it, not to trifle with the lives, health or interests of their fellow men, or in any wise to do them evil.

WM. P. SHERMAN, }
X. J. MAYNARD, } *Committee.*

Which was read and ordered to lie upon the table.

Mr. Bleecker called up the bill entitled "An act to incorporate the Rockaway manufacturing company," which was amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Doremus called up the bill from Council entitled "An act to release to Aaron Ogden the right of the state of New Jersey, of, in and to a certain lot of land covered with water in the bay of New York, herein described and specified,"

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Doremus moved to dispense with the rules of the House in order to put this bill upon its final passage ; agreed to ; and the said bill having been read a third time by its title,

And on the question, shall this bill pass ?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

Mr. Jobs called up the engrossed joint resolutions disposing of the public printing ;

And the same having been read a third time and compared,

On the question shall these joint resolutions pass ?

It was determined in the affirmative as follows :

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hull, |
| | Bleecker, | | Hall, |
| | Bray, | | Haight, (Sp.) |
| | Brown, | | Jobs, |
| | Burtis, | | Johnes, |
| | Budd, | | Linn, |
| | Conover, | | Logan, |
| | Caldwell, | | Lalor, |
| | Doremus, | | Pettit, |
| | Dellicker, | | Riggs, |
| | Dickerson, | | Saunier, |
| | Davis, | | Strader, |
| | Edgar, | | Springer, |
| | Flummerfelt, | | Valentine, |
| | Fenimore, | | Wills, |
| | Gifford, | | Young,—32. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Messrs. | Ladow, |
| | Chetwood, | | Molleson, |
| | Cooper, | | Pierson, |
| | Corsen, | | Seely, |
| | Duryee, | | Tuttle, |
| | Flatt, | | Talmage, |
| | Hunt, | | Wade,—15. |
| | Larason, | | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said joint resolutions and request their concurrence.

Mr. Fennimore called up the bill from Council entitled " A supplement to the act entitled an act to incorporate the Camden Oil Manufacturing company,"

Which was read a second time and agreed to, and ordered to a third reading.

Mr. Burtis called up the bill entitled " An act to authorise a trustee therein named, to sell certain real estate, whereof Nathaniel Britton, late of the county of Monmouth, died siezed,"

Which was read a second time by sections, amended and agreed to and ordered to be engrossed for a third reading.

Mr. Conover called up the bill entitled " An act to incorporate the Agricultural Bank at Freehold,"

Which was read a second time by sections, amended and a greed to and ordered to be engrossed for a third reading.

On motion of Mr. Alexander, the House went into committee of the whole upon the various bills relating to the Orphans' Court System, and after some time spent therein, the committee rose and reported the following billss to the House, with sundry amendments :

1. " An act concerning the Ordinary and Prerogative Courts.
2. An act concerning the Orphans' Court.
3. An act concerning Surrogates.
4. An act concerning Wills.
5. An act concerning Executors and Administrators.
6. An act concerning the descent and distribution of the Estates of Intestates.
7. An act for the more just and equal distribution of the Estates of deceased Insolvents.
8. An act relative to Dowers.
9. An act concerning Guardians.
10. A supplement to the act relative to the Supreme and Circuit Courts.
11. An act to establish superior Courts of Common Pleas."

On motion of Mr. Alexander, the report of the committee was accepted.

Mr. Riggs offerred the following :

Whereas the government of the United States have it in contemplation to establish a Dry Dock within the limits of the Bay of New York : And whereas it has been represented that there are positions in the waters of New Jersey within said limits, better adapted than any other for that object :

Therefore Resolved, (Council concurring) That the members of Congress from this state be requested to use their influence

during their present session to cause a survey to be made at and near Constable's Point and other places on Kill Van Kull, within the waters of the State of New Jersey, for the purposes aforesaid.

Which was read and agreed to.

The House adjourned to to-morrow morning at ten o'clock.

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THURSDAY, January 26, 1837.

At ten o'clock the House met.

Mr. Jobs presented a petition from Deborah Payne, praying to be divorced from her husband Lucus A. Payne;

Which was referred to Messrs. Jobs, Bleecker and Lalor.

Mr. Fenimore presented a petition from the widow, children and devisees and heirs at law of Robert Kid, deceased; praying a law to confirm the last will and testament of the said deceased;

Which was referred to Messrs. Fenimore, Linn and Corsen.

Mr. Valentine offerred the following:

Resolved, That a committee be appointed to inquire if any legislative action is necessary regulating the bushel of the various kind of grain in this state; with liberty to report by bill or otherwise; agreed to, and Messrs Valentine, Chetwood and Wills appointed.

Mr. Burtis from the committee upon that subject reported as follows:

The committee appointed to inquire whether any, and if any, what repairs were necessary to the Government House and grounds, beg leave to report:

That in the opinion of your committee, the stable, fences and ice house need considerable repairs, your committe would therefore submit the following resolution;

Resolved, (Council concurring) That the Treasurer of this state be authorised to cause all the necessary repairs to be made to the stable, fences and ice house of the government property in this city, and that he be directed to have said repairs done by contract; which was read and agreed to.

Mr. Saunier from the committee upon that subject reported a bill entitled "An act appointing commissioners to sell the real property in possession of the state, in the county of Bergen, late of John G. Lake, deceased,"

Which was read and ordered a second reading.

Mr. Fennimore asked and obtained leave to introduce a bill entitled " An act to incorporate the Burlington Silk manufacturing company,"

Which was read and ordered a second reading.

Mr. Chetwood asked and obtained leave to introduce a bill entitled " A further supplement to the act for the punishment of crimes, passed the seventeenth of February, eighteen hundred and twenty nine,"

Which was read, ordered a second reading and to be printed.

Mr. Riggs from the committee upon that subject reported a bill entitled " A supplement to the act to incorporate the Bergen county rail road company ;"

Which was read and ordered a second reading.

Mr. Dellicker from the committee upon that subject reported a bill entitled " An act to incorporate the Morris and Easton Rail road company ;"

Which was read and ordered a second reading.

Mr. Tuttle asked and obtained leave to present certain papers relating to the real estate late of Harmonus G. Speer, deceased;"

Which were ordered to lie on the table.

The engrossed bill entitled " An act to incorporate the Plainfield Bank,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass ?

It was determined in the affirmative as follows;

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Doremus, | Riggs, |
| Dickerson, | Richards, |
| Davis, | Strader, |
| Edgar, | Springer, |
| Flatt, | Seely, |
| Fenimore, | Tuttle, |
| Hull, | Talmage, |
| Hunt, | Valentine, |
| Ladow, | Wade, |
| Molleson, | Young,—26. |

NAYS.

Messrs. Alexander,
Bleecker,
Bray,
Blane,
Burtis,
Conover,
Corsen,
Dellicker,
Duryee,
Gifford,
Hall.
Haight, (Sp.)
Johnes,
Jobs,
Linn,
Larason,
Lalor,—17.

Ordered, That the Speaker sign said bill, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "A further supplement to the act entitled an act respecting Slaves, passed March 14, 179[illegible]"

Was taken up, read a third time and compared,
And on the question, shall this bill pass?
Determined in the affirmative as follows:

YEAS.

Alexander,
Bray,
Burtis,
Budd,
Chetwood,
Conover,
Corsen,
Doremus,
Dellicker,
Dickerson,
Edgar,
Fenimore,
Gifford,
Hull,
Haight, (Sp.)
Hunt,
Messrs. Jobs,
Johnes,
Linn.
Larason,
Lalor,
Ladow,
Molleson,
Pierson,
Riggs,
Saunier,
Strader,
Springer,
Seely,
Talmage,
Wade,—31.

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hall, |
| Blane, | Ogden, |
| Cooper, | Pettit, |
| Caldwell, | Richards, |
| Duryee, | Valentine, |
| Davis, | Wills,—12. |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act for the permanent location of streets, avenues and public squares or places, within the limits of the city of New Brunswick,"

Was taken up, read a third time and compared,

And on the question shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled "A supplement to the act incorporating the Camden Oil manufacturing company,"

Was taken up and read a third time,

And on the question shall this bill pass?

It was determined in the affirmative as follows;

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Lalor, |
| Burtis, | Linn, |
| Chetwood, | Ladow, |
| Conover, | Ogden, |
| Cooper, | Pierson, |
| Corsen, | Pettit, |
| Caldwell, | Richards, |
| Doremus, | Saunier, |
| Dellicker, | Strader, |
| Dickerson, | Springer, |
| Duryee, | Seely, |
| Davis, | Tuttle, |
| Edgar, | Talmage, |
| Fenimore, | Valentine, |
| Gifford, | Wade, |
| Haight, (Sp.) | Wills, |
| Hunt, | Young,—35. |
| Jobs, | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Hull, |
| | Blane, | | Riggs,—4. |

Ordered, That the Speaker sign the same and the Clerk inform Council that the House of Assembly have passed said bill without amendment.

The engrossed bill entitled "An act to incorporate the Bank of New Jersey,"

Was taken up, read a third time and compared,

And on the question shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Chetwood, | Messrs. | Pierson, |
| | Cooper, | | Pettit, |
| | Caldwell, | | Riggs, |
| | Corsen, | | Richards, |
| | Doremus, | | Saunier, |
| | Dickerson, | | Strader, |
| | Davis, | | Springer, |
| | Flatt, | | Seely, |
| | Hunt, | | Tuttle, |
| | Logan, | | Valentine, |
| | Ladow, | | Wade, |
| | Molleson, | | Wills, |
| | Ogden, | | Young,—26. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hull, |
| | Blane, | | Hall, |
| | Burtis, | | Haight, (Sp.) |
| | Budd, | | Jobs, |
| | Conover, | | Johnes, |
| | Dellicker, | | Linn, |
| | Duryee, | | Larason, |
| | Edgar, | | Lalor, |
| | Fenimore, | | Talmage,—19. |
| | Gifford, | | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to incorporate the Rockaway manufacturing company,"

Was taken up, read a third time and compared,

And on the question shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Linn, |
| Burtis, | Logan, |
| Chetwood, | Ogden, |
| Cooper, | Pierson, |
| Corsen, | Pettit, |
| Doremus, | Richards, |
| Dellicker, | Saunier, |
| Dickerson, | Strader, |
| Duryee, | Springer, |
| Fenimore, | Seely, |
| Gifford, | Tuttle, |
| Hull, | Valentine, |
| Haight, (Sp.) | Wade, |
| Hunt, | Wills,—29. |
| Johnes, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Edgar, |
| Blane, | Jobs, |
| Budd, | Larason, |
| Conover, | Young,—8. |

Ordered, That the Speeker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to continue the succession of the Trustees of Bridgeton Academy,"

Was taken up, read a third time and compared,

And on the question shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hunt, |
| Bray, | Jobs, |
| Blane, | Linn, |
| Burtis, | Logan, |
| Budd, | Larason, |
| Chetwood, | Lalor, |
| Conover, | Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Richards, |
| Doremus, | Saunier, |
| Dellicker, | Strader, |
| Duryee, | Springer, |
| Davis, | Seely, |
| Flatt, | Talmage, |
| Gifford, | Valentine, |
| Hull, | Wade, |
| Hall, | Wills, |
| Haight, (Sp.) | Young,—38. |

NAY.

Mr. Johnes,—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request ther concurrence,

A message from Council by Mr. Westcott their secretary, informed the House that Council have agreed to the amendments made by the House of Assembly to the bill entitled "An act to incorporate the Raritan manufacturing company," and have caused said bill to be re-engrossed.

Council have passed the following bills, viz :

"An act for the more easy recovery of debts against non-residents,"

"Supplement to an act for the instruction of indigent deaf and dumb persons, inhabitants of this state, passed the tenth of November 1831 ; and an act to provide for the instruction of indigent blind persons inhabitants of this state, passed March 8th, 1836," and "An Act to incorporate the Washington Mining company,"

To which bills the assent of the House of Assembly, is requested.

Council have passed a bill from the House of Assembly entitled "An act for the relief of Stephen H. Lutkins, of the county of Bergen, without amendment.

Council have passed a bill from the House of Assembly entitled "An act relative to the New Jersey Rail Road and Transportation company," with an amendment.

To which amendment the assent of the House of Assembly is requested.

The amendment made in Council to the bill from the House of Assembly entitled "An act relative to the New Jersey Rail Road and Transpoatation company," was read and agreed to, and said bill ordered to be re-engrossed.

The bill from Council entitled "An act to incorporate the Washington Mining company,"

Was read and referred to Messrs. Jobs, Richards and Logan.

The bill from Council entitled "A supplement to the act entitled an act for the instruction of indigent deaf and dumb persons, inhabitants of this state, passed the tenth of November, eighteen hundred and thirty one; and to the act entitled an act to provide for the instruction of indigent blind persons inhabitants of this state, passed March eight eighteen hundred and thirty-six," Was read and ordered a second reading.

The bill from Council entitled "An act for the more easy recovery of debts against non-residents,"

Was read and ordered a second reading.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Springer presented a petition from Thos Sinnickson and others, praying for the passage of a law to authorise the Fishing Island Bank company, to drain certain lands;

Which was referred to Messrs. Springer, Caldwell and Molleson.

Mr. Springer presented a remonstrance against the passage of such a law as prayed for above;

which was referred to the committee upon that subject.

Mr. Springer offerred the following:

Resolved, That when this House adjourns it will adjourn to meet again on Wednesday afternoon next, at three o'clock.

Which was read and agreed to.

Mr. Young from the committee upon that subject reported a bill entitled "An act to incorporate the Cape May Bank, to be located at Dennis Creek in the county of Cape May,"

Which was read and ordered a second reading.

Mr. Young asked and obtained leave to present a bill entitled "An act relative to habitual drunkards,"

Which was read, ordered a second reading and to be printed.

Mr. Fenimore from the committee upon that subject reported a bill entitled "An act to confirm the last will and testament of Robert Kidd, late of the city of Burlington, in the state of New Jersey, esquire, deceased,"

Which was read and ordered a second reading.

The Chair laid before the House the following report from the Quarter Master General.

*To the Honorable the Legislature of the State of New Jersey:*

The undersigned, quarter master general of the State of New Jersey, begs leave respectfully to report, That there is now in the building formerly occupied by the State Bank at Trenton, and which for some time past has been leased for an arsenal, sixteen hundred and nine muskets and bayonets, belonging to this state, in good order and well cleaned: also sixty muskets and bayonets, out of order, and which require either repairs or cleaning, to make them fit for use: also, three hundred and fifty rifles in good order.

There is also in the attic story of the State House, two thousand and six catridge boxes, and two thousand three hundred and seventy five catridge box straps, twenty-eight hundred and thirty-five bayonet scabbards and straps, five hundred and seventy-five canteens, one hundred camp kettles, eleven marques, and ninety-nine tents with poles, one thousand and five knapsacks, three hundred and fifty rifle pouches, thirteen cooking pans, four hundred and eighty-nine cannon balls and cannister shot, and a small quantity of match rope, priming wire, brushes and flints.

Twelve muskets and bayonets, with a box, have been delivered to the keeper of the state prison, for the use of the prison; also one hundred and sixty muskets with bayonets have been delivered to the order of the general of the Sussex brigade, and fifty muskets and bayonets have been delivered to the Somerset brigade, and fifty old muskets have been returned. Fifty muskets, bayonets and scabbards have been delivered to Captain William H. Hanford, of the Monmouth brigade.

The undersigned regrets to say, that since the distribution of the arms made under the act entitled, "An act respecting the public arms," passed the twenty eighth of December, 1824, the particulars of which will be found in his previous reports, no re-

turn hath been made to him by any presiding officer of any of the brigade boards, in this state, of the number and condition of the public arms in his brigade. This hath put it out of his power to lay before the legislature, a complete return of the situation and condition of the arms distributed under the said act. These arms are, by that act, placed in the possession and under the control of the brigade boards, and they are the only medium of communication with the quarter master general, as to the number and condition of the public arms, in their respective brigades, and the quarter master general must have such return, to enable him to make a complete return of the situation and condition of the said arms ; that act being inconsistent with most of the provisions of the former acts relative to the duties of the quarter master general, in relation to the public arms, repeals so much of the former acts as are repugnant or contrary thereto : I have caused letters to be prepared to the presiding officers of the respective brigade boards, calling their attention to the provisions of the act of the 28th December, 1824, respecting such returns.

No portion of the arms apportioned to the State of New Jersey, under the act of Congress of 1808, for arming the militia, has been delivered since the assignment made on the 31st December, 1822: at that time there was a balance due to this state of 3 11-13 muskets, and from the first of January, 1823, the arms thus assigned, are permitted to remain in possession of the United States. They are ready for delivery, and notice of the fact has been repeatedly given by the ordinance department at Washington, and this state requested to designate the kind of arms selected, and the place of delivery. Indeed, the ordinance department have been urgent for this state to designate and accept her proportion of such arms. The quarter master general has hitherto forborne to do so, because no arsenal is provided, and no provision by law is made for keeping or distributing the same, if received, and he could not assume the responsibility of receiving them in his custody, until a place for keeping them was provided. The muskets due to this state under the apportionments made for the seven years ending on 31st December, 1830, was 4316, and since that time, about the same number have become due. The undersigned has had the honor heretofore to submit to the Legislature his views of the necessity of providing an arsenal, and he again begs leave to call their attention to the subject. He conceives that the time is propitious, for the action of the Legislature at this time, as the old State Prison is no longer necessary for the purposes of its construction, and might be converted into an arsenal, with great advantage to the public. The building now occupied as an arsenal, is wholly unsuitable for the purpose, and its situation and construction require constant vigilance and expense, to protect the

public arms from the effects of damp. In addition to this, the building is not of sufficient strength to sustain the weight of arms deposited in it. The undersigned respectfully urges, that the time has arrived when the public interest demands, that a provision should be made for distributing the public arms due to the State, or providing an arsenal for their reception and safe-keeping.

The situation of the old state prison, the strength of the buildings, and their extent, all render it an eligible place for an arsenal, and it can be converted into such with speed and economy.

GARRET D. WALL,
Quarter Master General of New Jersey.

Trenton, January 26, 1837.

Which was ordered to lie on the table and be printed.

Mr. Seely from the committee upon that subject reported a bill entitled "A further supplement to an act entitled an act for suppressing vice and immorality, passed the sixteenth day of March, seventeen hundred and ninety eight;"

Which was read and ordered a second reading.

Mr. Wills moved to dispense with the rules of the House in order to take up the re-engrossed bill entitled "An act relative to the New Jersey Rail Road and Transportation Company;" which was agreed to; and said bill having been read by its title,

And upon the question shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp.) |
| Burtis, | Hunt, |
| Budd, | Johnes, |
| Chetwood, | Linn, |
| Cooper, | Logan, |
| Caldwell, | Lalor, |
| Corsen, | Ladow, |
| Doremus, | Molleson, |
| Dickerson, | Ogden, |
| Duryee, | Pierson, |
| Davis, | Pettit, |
| Edgar, | Riggs, |
| Flatt, | Saunier, |
| Fenimore, | Strader, |
| Gifford, | Springer, |
| Hull, | Seely, |

Messrs. Tuttle, Messrs. Wills,
Valentine, Young,—37.
Wade,

NAYS.

Messrs. Bray, Messrs. Conover,
Blane, Dellicker,—4.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made in Council to the said bill and have ordered the same to be re-engrossed.

The engrossed bill entitled "An act to authorise the vestry of Trinity Church at Newark, to execute deeds of release and of conveyance in fee simple of certain lands,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Flatt called up the bill entitled "An act to incorporate the Rahway and Elizabeth Port rail road and transportation company,"

And while the same was under consideration,

Ordered, That the further consideration of the same be postponed.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed the concurrent resolution from the House of Assembly, relating to a Dry Dock at Kill Van Kull, with an amendment.

To which amendment the assent of the House of Assembly is requested.

Council have passed the bill from the House of Assembly entitled "An act for the relief of Baas Staats Bergen," without amendment.

The House House adjourned to Wednesday afternoon at three o'clock.

WEDNESDAY, February 1, 1837.

At three o'clock the House met.

A quorum of members not appearing, the House adjourned to to-morrow morning at ten o'clock.

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THURSDAY, February 2, 1837.

At ten o'clock the House met.

Mr. Chetwood presented a petition from the Bellville rail road and transportation company praying an amendment to their charter,

Which was referred to Messrs. Chetwood, Dellicker and Alexander.

Mr. Burtis presented a petition from the heirs of Lewis Coxe, deceased, praying the passage of a law to authorise the sale of the real estate of said deceased;

Which was referred to Messrs. Burtis, Flummerfelt and Ogden.

Mr. Alexander presented a petition from sundry inhabitants of Middlesex, praying the passage of a law to submit the question of the location of the Court House of that county to the voters thereof;

Which was referred to the committee upon that subject.

Mr. Springer presented a petition from Catharine Peterson, praying to be divorced from her husband;

Which was referred to Messrs. Springer, Wade and Doremus.

The concurrent resolution relating to a Dry Dock in Kill Van Kull, was taken up, and the amendment made to the same in Council agreed to.

Mr. Springer called up the bill entitled "A further supplement to the act concerning landlords and tenants;"

Which was read a second time; agreed to, and ordered to be engrossed for a third reading.

Mr. Jobs called up the bill entitled "An act to relieve Samuel Reynolds, of the county of Somerset,"

Which was read a second time, agreed to; and ordered to be engrossed for a third reading.

Mr. Bray called up the bill from Council entitled "An act to

incorporate the Trenton Flax Company," and while the same was under consideration;

Mr. Alexander moved to amend the fourth section of said bill by annexing thereto the following:

"Provided, That the said company shall organize and proproceed to the business hereby authorised to be carried on within five years from the passage of this act, or that the privileges granted shall cease and this act be void;"

Which was read and agreed to.

The said bill was then further amended and agreed to, and ordered to a third reading.

A message from Council by Mr. Westcott their Secretary, informed the House that Council have passed the following bills from the House of Assembly;

"An act to confirm the last will and testament of Ichabod Chandler, late of the township of Elizabeth, in the county of Essex," and

"An additional supplement to an act entitled an act to incorporate the Belvidere Bank;" without amendment.

Council have agreed to the amendments made by the House of Assembly to the bill from Council entitled "An act to incorporate the United mining company," and have caused said bill to be re-engrossed.

"I have the honor to communicate to the House of Asembly, by order of Council, the accompanying resolutions of the Legislature of Georgia relating to the receipt by the several States of the Surplus Revenue of the General Government; and also of the Legislature of Alabama relating to the recognition of the Independence of Texas," which are as follows:

EXECUTIVE DEPARTMENT, GA.
Milledgeville, 9th January, 1837.

SIR:—Annexed I transmit to your Excellency, a Copy of the Report and Resolutions of the Committee on the State of the Republic, of the State of Georgia, on the subject of the Surplus Revenue of the United States, which you will please lay before the Legislature of the State over which you have the honor to preside.

I have the honor to be, very respectfully,
Your obeient servant,
WILLIAM SCHLEY.

Mr. Hudson, from the Committee on the State of the Republic, to whom was referred so much of the communication of His Excellency the Governor, which relates to the Act of Congress, approved the 23d day of June last, on the subject of a

a portion of the Revenue of the Federal Government, proposed to be deposited with the States, Report;

That the subject referred to the consideration of your Committee, is one of embarrassment and complication. It is one that those who best understand the theory and practical operation of the Federal Government (it seems to your committee,) could not have anticipated, nor its direct influence provided for in the sacred charter of compact which so happily unites these States together in a Federal government, for certain specified purposes.

By the Act of Congress referred to, a certain portion of the Public Revenue is tendered to the several States, by the Federeral Government of the Union, for their reception, at four specified times during the year of one thousand eight hundred and thirty seven, on deposit, at the times at which said deposites are offerred to be made with the States by the General Government, are clearly specified by the said Act of Congress as before referred to. By referring to the first paragraph of the eighth section of the first article of the Constitution of the United States, it is declared, that "Congress shall have power to lay and collect taxes, duties, imposts, and excises, to pay the debts and provide for the common defence and general welfare of the United States," but no grant of power is given by which Congress has the delegated rights to lay and collect more revenue than the legitimate wants of the Federal Government may require for the specified purposes of its execution.

Your Committee, however feel it to be their duty to state to the General Assembly, that if it could be ascertained, that the other states of this Union would not receive the proportion of the said revenue allotted to them, by the Act of Congress as aforesaid, that they would, without hesitation, recommend to to the Legislature not to receive the proportion which may be allotted to Georgia. But as such precise information cannot be had during the Session of the Legislature in time to be acted on, and it is now known, that some of the States will receive their respective proportions of the said surplus revenue on the terms offerred, and others may also receive their proportions, and if this State should refuse to receive her proportion, the public benefits and burthens, now operating most unequally, would be increased to a very considerable extent, your Committee have therefore, reported a Bill to the Legislature to receive the proportion of the said surplus revenue, which may be allotted to Georgia under the said Act of Congress.

But your Committee, in the name, and for the People of Georgia, do *most solemnly protest* against the exercise of the assumed power of the General Government by which the surplus revenue proposed to be deposited with the States was raised, and the

right of Congress to distribute the surplus of its treasury to the several Sovereign States, of this confederacy involved in the distribution thereof, and they do most unequivocally appeal to those in the exercise of the powers of the Federal Government so to reduce the receipts that the revenue hereafter raised may be only so much as will be necessary for the legitimate wants of the Government, and they do, in the name of the good people of Georgia, appeal to the States of this Union to protest against the exercise of powers by the Federal Government, calculated to produce discontent and dissatisfaction with the States who are parties to the compact of this Union. Your Committee, therefore, recommend the adoption of the following Resolution.

*Resolved*, That his Excellency the Governor be, and he is hereby requested to transmit a copy of this protest, to the Governors of each of the States, with a request, that the same may be laid before the Legislatures thereof, and a copy to the President of the United States, and also, a copy to each of our Senators and Representatives in the Congress of the United States, with a request that the same may be laid before both Houses respectively.

In Senate, unanimously agreed to, December, 1st, 1836.

ROBERT M. ECHOLS, President of the Senate.

Attest, JOHN T. LAMAR, Secretary of the State.

In the House of Representatives, concurred in, 24th December, 1836.

JOSEPH DAY, Speaker of the House of Representatives.

Attest, JOSEPH STURGES, Clerk.

Approved, 28th December, 1836.

WILLIAM SCHLEY, Governor.

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*Preamble and Resolutions, of the General Assembly of the State of Alabama, on the subject of Texian Independence.*

WHEREAS, it is matter of history, that in 1824, the former Spanish Provinces and Colonies within what was denominated New Spain, formed themselves into a Federal Union and established a constitutional Government, similar to that of the United States of America; that the said constitution by which the rights and privileges of each State of the Union were established and guaranteed, has since been disregarded and indeed wholly repudiated by the authorities of the Mexican Federal Government, a consolidation of the States of the Union attempted, and a grand imperial Government substituted and established,

as far as the political influence and political force of the dominent powers enabled them to execute it; that the provinces of Texas and Cohahulia, constituting one State of the Federal Republic, indignnnt at the gross violation of the fundamental law of the Union, remonstrated against it, and resisted the efforts to compel their obedience to the illegal mandates of imperial power: that this resistance drew upon them the wrathful vengeance of the Emperor and the relentless ravages of his soldiery, until they were arrested by a gallant presentation of force to force, the leader captured and his followers driven back and expelled the Texian borders; that in consequence of said violation of the fundamental law, said state has dissolved her connexion with the other States of the *former* Confederacy, and proclaimed her determination to exercise the rights of *sovereignty* and *independence;* has formed and organized a Government for herself, and is now quietly carrying it into successful operation; therefore,

1*st. Be it resolved by the Senate and House of Representatives of the State of Alabama in General Assembly convened*, That this legislature entertain the liveliest sympathy for the cause of Texian Independence, and do hereby earnestly recommend a favorable consideration of that subject to the States of this Union, to the President thereof, and to the two Houses of Congress.

2. *And be it further resolved*, That our Senators in Congress be instructed, and our Representatives requested, to use their best endeavors to obtain a recognition by our Federal Government, of the sovereignty and independence of Texas, so soon as the proper authorities shall receive satisfactory information that she has in operation, a Government which is likely to maintain such independence.

3. *And be it further resolved*, That the Governor of this State be, and he is hereby requested, at as early a day as practicable, to transmit a copy of the foregoing Preamble and Resolutions, to the Executive of the United States, and of each of our sister States, and to each of our Senators and Representatives in Congress.

On motion of Mr. Flatt,

Ordered, That the resolutions of the State of Alabama, on the subject of Texian Independence; and report and resolutions from Georgia relative to the distribution of the Surplus Revenue of the Federal Government, communicated from Council, be laid upon the table.

The House adjourned to this afternoon at three o'clock.

At three o'clock the House met.

Mr. Alexander presented a petition from Thomas Fitch a creditor of the Bank of New Brunswick, praying that the late directors of the said Banking company may be permitted to resume the management of the same.

Mr. Alexander also presented a petition from the Board of Directors of the New Brunswick Bank, praying a renewal of their charter for twenty years;

Which petitions were referred to Messrs. Alexander, Jobs and Valentine.

Mr. Springer presented a petition from Samuel Anderson, praying to be divorced from his wife;

Which was referred to Messrs. Springer, Duryee and Budd.

Mr. Fenimore presented a petition from sundry inhabitants of Burlington, praying the repeal of the twelfth and fourteenth sections of the act incorporating Medical Societies;

Which was referred to the committee upon that subject.

Mr. Fenimore presented a petition from certain inhabitants of Burlington, praying the extension of the lien law to that county.

Which was referred to Messrs. Fenimore, Logan and Flatt.

Mr. Alexander presented a petition from certain inhabitants of Middlesex, praying the passage of a law to submit the question of the location of the Court House of that county to the voters thereof;

Which was read and referred to the committee upon that subject.

Mr. Chetwood from the committee upon that subject reported a bill entitled "A supplement to an act entitled an act to incorporate the Belville Rail road and transportation company;"

Which was read and ordered a second reading.

Mr. Jobs from the committee upon that subject reported a bill entitled "An act to divorce Deborah Payne from her husband Lucius A. Payne;"

Which was read and ordered a second reading.

Mr. Springer from the committee upon that subject reported a bill entitled "An act to dissolve the marriage contract between Catharine Paterson and Alram her husband;"

Which was read, ordered a second reading, and that the printing of the same be dispensed with.

The engrossed bill entitled "An act to authorise trustees to sell real estate whereof Nathaniel Britton, late of the county of Monmouth, died seized," was taken up, and

On motion of Mr. Burtis, Ordered, That the same be recommitted.

Mr. Fenimore called up the bill entitled "An act to autho-

rise the guardian of Sarah E. Howell and Phillippina F. Howell, to sell certain real estate;"

Which was amended and ordered to be engrossed for a third reading.

Mr. Flatt called up the bill from Council entitled "A supplement to an act entitled an act to incorporate the Rahway Steam Boat Company;"

Which was amended, agreed to, and ordered to a third reading.

Mr. Blane called up the bill entitled "An act defining the general powers and duties of manufacturing corporations in this state, and authorising the Governor of the state for the time being to issue letters of incorporation creating the same;"

Which was read through by sections, amended and agreed to, and on the question of engrossing,

Mr. Molleson called for the yeas and nays, which were ordered,

And upon the question, shall this bill be engrossed?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Messrs. | Haight, (Sp.) |
| | Chetwood, | | Jobs, |
| | Flatt, | | Ladow, |
| | Fries, | | Riggs, |
| | Hall. | | Saunier,—10. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Johnes, |
| | Bray, | | Lalor, |
| | Burtis, | | Logan, |
| | Budd, | | Molleson, |
| | Cooper, | | Pettit, |
| | Doremus, | | Strader, |
| | Dellicker, | | Springer, |
| | Duryee, | | Talmage, |
| | Davis, | | Valentine, |
| | Flummerfelt, | | Wade, |
| | Fenimore, | | Wills, |
| | Gifford, | | Young,—24. |

On motion of Mr. Blane,

Ordered, That said bill lie upon the table.

Mr. Alexander called up the bill entitled "An act to divorce Mary Hillyer from her husband William," and moved that the applicant have leave to withdraw the papers from the files of the House, which was agreed to.

On motion of Mr. Alexander,

Ordered, That the several bills relating to the Orphans' Court system, be made the order of the day for Tuesday next.

Mr. Chetwood called up the bill from Council entitled, "A supplement to the act entitled an act for the instruction of indigent deaf and dumb persons, inhabitants of this state, passed the 10th of November, 1821, and to the act entitled an act to provide for the instruction of indigent blind persons, inhabitants of this state, passed March 8th, 1836;"

Which was read, agreed to, and ordered a third reading.

On motion of Mr. Chetwood, the rules of the House were dispensed with and said bill having been read a third time by its title,

Upon the question shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and the Clerk inform Council that the House of Assembly have passed said bill without amendment.

Mr. Burtis from the committee upon that subject, asked and obtained leave to report the bill entitled "An act to authorise the sale of certain real estate, late of Nathaniel Britton, deceased," with sundry amendments; which amendments were read, agreed to, and said bill ordered to be re-engrossed.

The Speaker stated to the House, that in consequence of his being one of the committee appointed to receive the share of the Surplus Revenue belonging to the state, it had become necessary for him to repair to the city of New York; he therefore asked leave of absence for two or three days.

And upon the question of granting leave of absence to the Speaker, Mr. Alexander called for the yeas and nays, which were ordered:

Upon the Clerk's putting the question, shall leave be granted?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Cooper, |
| Blane, | Dellicker, |
| Budd, | Davis, |
| Chetwood, | Edgar, |

| | |
|---|---|
| Flummerfelt, | Messrs. Molleson, |
| Fenimore, | Pierson, |
| Gifford, | Riggs, |
| Hall, | Talmage, |
| Logan, | Valentine, |
| Lalor, | Wade, |
| Ladow, | Wills, |
| | Young,—24. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Burtis, | Ogden, |
| Doremus, | Pettit, |
| Duryee, | Saunier, |
| Fries, | Strader, |
| Johnes, | Springer,—12. |

On motion of Mr. Wills,

Ordered, That the House now proceed to elect a Speaker pro tempore.

Whereupon,

Mr. Wills nominated Mr. Valentine.

Mr. Alexander nominated Mr. Strader.

Mr. Chetwood nominated Mr. Alexander.

Mr. Alexander asked leave to decline being a candidate;

Whereupon the yeas and nays were called for and ordered;

And on the question, shall leave be granted?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Molleson, |
| Davis, | Riggs, |
| Edgar, | Saunier, |
| Fenimore, | Wills, |
| Gifford, | Young,—11. |
| Lalor, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Blane, |

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Jobs, |
| Cooper, | Logan, |
| Doremus, | Ladow, |
| Dellicker, | Ogden, |
| Duryee, | Pierson, |
| Flatt, | Pettit, |
| Flummerfelt, | Strader, |
| Fries, | Springer, |
| Hall, | Talmage, |
| Haight, (Sp.) | Valentine, |
| Johnes, | Wade,—29. |

Mr. Strader asked and obtained leave to decline being a candidate.

Mr. Valentine asked and obtained leave to decline being a candidate.

Mr. Alexander moved to reconsider the vote refusing him leave to decline being a candidate,

Which was not agreed to.

Mr. Alexander was then unanimonsly appointed Speaker of the House pro tempore ; Whereupon,

Mr. Alexander begged leave to resign the office of Speaker pro tempore ;

Which was not agreed to.

The House adjourned to to-morrow morning at ten o'clock.

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Friday, Februrary 3, 1837.

At ten o'clock the House met.

Mr. Doremus presented a petition from the Paterson and Hudson River Rail Road Company, praying authority to continue their said road to the New York state line ;

Which was referred to Messrs. Doremus, Chetwood and Dellicker.

Mr. Pierson presented a petition from Nathan Elmer, a revolutionary soldier, praying a pension ;

Which was referred to Messrs. Pierson, Ogden and Jobs.

Mr. Valentine from the committee upon that subject reported a bill entitled "An act to revoke the powers vested in the Receivers of the Bank of New Brunswick," and a bill entitled "An act to extend the charter of the Bank of New Brunswick;

Which were read and ordered a second reading.

Mr. Springer from the committee upon that subject reported a bill entitled "An act for the relief of owners of meadows in the Fishing Island Bank Company;"

Which was read and ordered a second reading.

Mr. Springer from the committee upon that subject reported a bill entitled "An act to dissolve the marriage contract between Samuel Anderson and Mary his wife,"

Which was read and ordered a second reading, and the printing of the same be dispensed with.

Mr. Bleecker from the committee upon that subject reported a bill entitled "An act to incorporate the Morristown Fire Association;"

Which was read and ordered a second reading.

Mr. Jobs, from the committee upon that subject reported a bill entitled "An act to incorporate the Millstone and New Brunswick rail road company,"

Which was read and ordered a second reading.

Mr. Burtis from the committee upon that subject reported a bill entitled "An act authorising the sale of real estate, late of Lewis Coxe, deceased;"

Which was read and ordered a second reading.

The bill from Council entitled "A supplement to the act to incorporate the Rahway Steamboat company,"

Was read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with an amendment, to which amendment the assent of Council is requested.

The engrossed bill entitled "A supplement to the act concerning landlords and tenants,"

Was taken up, read a third time and compared,

And on the question shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign said bill, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled "An act to incorporate the Trenton Flax Company,"

Was taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

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|---|---|
| Messrs. Bleecker, | Messrs. Hall, |
| Bray, | Jobs, |
| Blane, | Logan, |
| Burtis, | Lalor. |
| Budd, | Ladow, |
| Chetwood, | Pierson, |
| Doremus, | Pettit, |
| Dellicker, | Saunier, |
| Duryee, | Strader, |
| Edgar, | Springer, |
| Flatt, | Seely, |
| Flummerfelt, | Talmage, |
| Fenimore, | Valentine, |
| Fries, | Wills, |
| Gifford, | Young,—30. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Davis, | Riggs,—4. |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with amendments, to which amendments the assent of Council is requested.

The re-engrossed bill entitled "An act to authorise the sale of certain real estate whereof Nathaniel Britton, late of the county of Monmouth, died seized,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendment made by Council to said bill and have ordered the same to be re-engrossed.

The engrossed bill entitled "An act to authorise the guardian of Phillippina F. Howell and Sarah E. Howell, to sell real estate,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows;

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Bleecker, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Logan, |
| Chetwood, | Lalor, |
| Caldwell, | Ladow, |
| Doremus, | Molleson, |
| Dellicker, | Pierson, |
| Duryee, | Pettit, |
| Davis, | Riggs, |
| Edgar, | Saunier, |
| Flummerfelt, | Seely, |
| Fenimore, | Valentine, |
| Fries, | Wills, |
| Gifford, | Young,—30. |

NAYS.

| | |
|---|---|
| Messrs. Flatt, | Mr. Talmage,—3. |
| Springer, | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Gifford called up the bill from Council entitled "An act to regulate and protect the fisheries in the north and south branches of Shrewsbury river in the county of Monmouth," and moved that the same be referred to a committee;

Which was agreed to, and Messrs. Gifford, Logan and Talmage appointed.

Mr. Riggs called up the bill entitled "A supplement to the act incorporating the Bergen county rail road company;"

Which was read a second time by sections and agreed to.

Mr. Valentine moved that the further consideration of the said bill be postponed ;

Upon which motion the yeas and nays were called for and ordered ;

And upon the question, shall the further consideration of this bill be postponed ?

It was determined in the negative as follows :

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Davis, | Messrs. | Strader, |
| | Edgar, | | Talmage, |
| | Flummerfelt, | | Valentine, |
| | Fenimore, | | Wills, |
| | Pierson, | | Young,—10. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Bleecker, | | Johnes, |
| | Bray, | | Logan, |
| | Blane, | | Larason, |
| | Budd, | | Lalor, |
| | Chetwood, | | Ladow, |
| | Cooper, | | Molleson, |
| | Doremus, | | Ogden, |
| | Dellicker, | | Pettit, |
| | Duryee, | | Riggs, |
| | Flatt, | | Saunier, |
| | Fries, | | Springer, |
| | Gifford, | | Seely, |
| | Hall, | | Wade,—28. |

Mr. Jobs moved to reconsider the fourth section, which was agreed to.

Mr. Jobs then moved to amend said section by annexing thereto the following :

" And also to impose a transit duty on such passengers, as may cross the state on such rail road, whenever the Legislature shall think proper :"

Which was read and agreed to.

The said section as amended was agreed to, and the bill ordered to be engrossed for a third reading.

Mr. Flatt called up the bill entitled "An act to incorporate the Rahway and Elizabeth Port rail road company, and the same having been amended and agreed to, was ordered to be engrossed for a third reading.

Mr. Molleson moved that the House do now adjourn:

Upon which motion Mr. Edgar called for the yeas and nays, which were ordered,

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Richards, |
| Cooper, | Saunier, |
| Dellicker, | Strader, |
| Molleson, | Seely, |
| Pierson, | Wade,—11. |
| Riggs, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Gifford, |
| Bray, | Jobs, |
| Blane, | Johnes, |
| Burtis, | Logan, |
| Budd, | Lalor, |
| Chetwood, | Ladow, |
| Duryee, | Pettit, |
| Davis, | Springer, |
| Edgar, | Talmage, |
| Flatt, | Valentine, |
| Flummerfelt, | Wills, |
| Fenimore, | Young,—25. |
| Fries, | |

Mr. Riggs called up the concurrent resolution relative to a Pier in Kill Van Kull, and moved a further amendment to the same; which was agreed to.

Ordered, That the Clerk carry said resolution to Council, inform Council that the House of Assembly have further amended the same and request their concurrence.

The House adjourned to this afternoon at three o'clock.

At three o'clock the House met.

Mr. Fenimore presented a petition from sundry inhabitants of Burlington county, praying the repeal of the twelfth and fourteenth sections of the act incorporating medical societies;

Which was referred to the committee upon that subject.

Mr. Pierson presented a petition from Ichabod Condict and others, praying the passage of a law authorising the sale of certain real estate;

Which was referred to Messrs. Pierson, Fries and Valentine.

Mr. Larason presented a petition from sundry inhabitants of Hunterdon, praying an alteration in the laws relating to Inns and Taverns;

Which was referred to the committee upon that subject.

Mr. Valentine from the committee upon that subject reported a bill entitled "An act respecting the selling of grain;"

Which was read, ordered a second reading and to be printed.

Mr. Fenimore from the committee upon that subject reported a bill entitled "A further supplement to an act entitled an act securing to mechanics and others payment for their labor and materials in erecting any house or other buildings within the limits therein mentioned, passed March third, one thousand eight hundred and thirty five;"

Which was read, ordered a second reading and to be printed.

Mr. Pierson from the committee upon that subject reported a bill entitled "An act for the relief of Nathan Elmer of the county of Essex;"

Which was read, ordered second reading, and the printing of the same dispensed with.

Mr. Doremus from the committee upon that subject reported a bill entitled "A supplement to the act entitled an act to incorporate the Paterson and Hudson River rail road and transportation company;"

Which was read and ordered a second reading.

Mr. Wills called up the bill entitled "A further supplement to the act concerning slaves;"

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Doremus called up the bill entitled "An act to incorporate the Hudson river Bank;"

Which was read a second time by sections, amended and agreed to.

On motion of Mr. Wills, Ordered, That the further consideration of the same be postponed.

Mr. Johnes called up the bill entitled an act relative to the meadows lying on Rocky Brook;

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Larason called up the bill entitled "A supplement to an act authorising trustees to sell and convey certain real estate late of William Biles, deceased;"

Which was read a second time, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Fenimore called up the bill entitled "An act to incorporate the Burlington Silk manufacturing company;"

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Bray moved to reconsider the vote by which the House refused to order the bill entitled "An act defining the general powers and duties, of corporations, and authorising the Governor of the state for the time being, to issue letters of incorporation creating the same,"

Upon which motion, Mr. Valentine called for the yeas and nays, which were ordered:

And upon the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

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|---|---|
| Messrs. Bray, | Messrs. Hunt, |
| Blane, | Jobs, |
| Chetwood, | Johnes, |
| Duryee, | Larason, |
| Edgar, | Ladow, |
| Flatt, | Pierson, |
| Fries, | Saunier, |
| Gifford, | Talmage, |
| Hall, | Wade,—18. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Logan, |
| Bleecker, | Strader, |
| Burtis, | Springer, |
| Budd, | Seely, |
| Cooper. | Valentine, |
| Doremus, | Wills, |
| Flummerfelt, | Young.—15. |
| Fenimore, | |

Mr. Fenimore called up the bill entitled "An act to confirm the last will and testament of Robert Kidd, late of Burlington, deceased;"

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Gifford called up the bill from Council, entitled "An act to authorise Edward Throckmorton, administrator of William L. Lippencott, deceased, late of the township of Shrewsbury, in the county of Monmouth, to fulfil a certain contract of said deceased, by conveying certain real estate to Welby Edwards;"

Which was read a second time, agreed to, and ordered a third reading.

Mr. Chetwood called up the bill entitled "A further supplement to the act for the punishment of crimes," passed 17th February, 1829;

Which was read, agreed to, and

On motion of Mr. Chetwood, Ordered to lie upon the table.

Mr. Valentine called up the bill entitled "A supplement to the act to provide for a distribution of the public arms;

Which was read a second time and agreed to.

Mr. Blane moved that the further consideration of the same be postponed, upon which question the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Bray, | Logan, |
| Blane, | Larason, |
| Doremus, | Pierson, |
| Duryee, | Pettit, |
| Edgar, | Riggs, |
| Flatt, | Saunier, |
| Fenimore, | Seely, |
| Gifford, | Talmage, |
| Hall, | Valentine, |
| Hunt, | Wills,—23. |
| Johnes, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Budd, |

Messrs. Chetwood,
Dellicker,
Flummerfelt,
Strader,
Springer,
Wade,
Young,—9.

Mr. Chetwood called up the bill from Council entitled "An act for the more easy recovery of debts against non-residents;"

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Logan moved that the House do now adjourn:

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Burtis,
Cooper,
Edgar,
Fenimore,
Jobs,
Logan,
Ladow,
Ogden,
Pierson,
Riggs,
Saunier,
Wade,
Wills,—13.

NAYS.

Messrs. Alexander,
Bleecker,
Bray,
Blane,
Budd,
Chetwood,
Doremus,
Dellicker,
Duryee,
Davis,
Flatt,
Flummerfelt,
Fries,
Gifford,
Hunt,
Johnes,
Larason,
Pettit,
Strader,
Springer,
Talmage,
Valentine,
Young,—23.

Mr. Saunier moved that the House do now adjourn:

Upon which motion the yeas and nays were called for and ordered:

And upon the question shall this motion be agreed to?
It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Pierson, |
| Burtis, | Riggs, |
| Budd, | Saunier, |
| Dellicker, | Seely, |
| Edgar, | Wade, |
| Hall, | Wills,--13. |
| Logan, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Jobs, |
| Bray, | Johnes, |
| Blane, | Larason, |
| Chetwood, | Pettit, |
| Duryee, | Strader, |
| Davis, | Springer, |
| Flatt, | Talmage, |
| Fries, | Valentine, |
| Gifford, | Young,—19. |
| Hunt, | |

Mr. Edgar moved that the House do now adjourn;
Upon which motion the yeas and nays were called for and ordered;
And on the question shall this motion be agreed to?
It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flatt, |
| Bray, | Flummerfelt, |
| Burtis, | Fenimore, |
| Budd, | Gifford, |
| Cooper, | Hall, |
| Doremus, | Jobs, |
| Duryee, | Johnes, |
| Edgar, | Logan, |

| | |
|---|---|
| Messrs. Larason, | Messrs. Strader, |
| Ladow, | Saunier, |
| Ogden, | Seely, |
| Pierson, | Talmage, |
| Pettit, | Wills, |
| Riggs, | Wade,—28. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Fries, |
| Blane, | Springer, |
| Chetwood, | Valentine, |
| Dellicker, | Young,—9. |
| Davis, | |

So the House adjourned to to-morrow at ten o'clock.

---

SATURDAY, February 4, 1837.

At ten o'clock the House met.

Mr. Molleson presented the proceedings of a public meeting, held in the Court House of Middlesex county, to take measures to remonstrate against the passage of a law to submit the question of the location of the Court House, to the voters of that county ;

Which was referred to the committee upon that subject.

Mr. Flummerfelt presented a petition from sundry citizens of Warren, praying an appropriation by the state, of two thousand dollars, to aid in defraying the expense of making a public road from Pahaquary to the Delaware river ;

Which was referred to Messrs. Flummerfelt, Caldwell and Budd.

Mr. Jones presented the proceedings of a meeting, held at Centreville, approving of the distribution of the surplus revenue amongst the several counties, and of appropriating the proceeds thereof, to the aid of common schools ;

Which was referred to the committee upon that subject.

Mr. Ogden presented a petition from sundry citizens of Gloucester ; a resolution passed by the board of Freeholders of that

county; and a resolution passed at a public meeting, held at May's Landing; all in favor of a division of said county;

Which were ordered to lie upon the table.

Messrs. Fenimore and Gifford, severally presented petitions from sundry citizens of Burlington and Monmouth, praying the repeal of the twelfth and fourteenth sections of the act incorporating Medical Societies;

Which were referred to the committee upon that subject.

Mr. Ogden presented a petition from the Upper Meadow company, lying upon the Raccoon Creek, praying a supplement to the act relating to them;

Which was referred to Messrs. Ogden, Edgar and Doremus.

Mr. Saunier presented a petition from inhabitants of Hoboken, praying a law to regulate the streets of that place;

Which was referred to Messrs. Saunier, Wade and Lalor.

Mr. Seely presented a petition from certain citizens of Cumberland, praying for a bridge with a draw, over Maurice river;

Which was referred, to Messrs. Bleecker and Molleson.

Mr. Pierson from the committee upon that subject, reported a bill entitled "An act to authorise the sale of real estate, late of Joseph Condict, deceased;"

Which was read and ordered a second reading.

Mr. Wade from the committee upon that subject, reported a bill entitled "An act to convert the old State Prison into an arsenal, for the safe keeping of the public arms, munitions, and camp equippage of this state;"

Which was read, ordered a second reading and to be printed.

Mr. Bleecker asked and obtained leave to introduce a bill entitled "An act further supplementary to an act entitled an act constituting courts for the trial of small causes, passed the twelfth of February, eighteen hundred and eighteen;"

Which was read, ordered a second reading and to be printed.

Mr. Molleson asked and obtained leave to introduce a bill entitled "An act to incorporate the Raritan Bank of New Brunswick;"

Which was read and ordered a second reading.

The bill from Council entitled "An act to authorise Edward Throckmorton, administrator of William L. Lippencott, deceased, late of the township of Shrewsbury, in the county of Monmouth, to fulfill a certain contract of the said deceased, by conveying certain real estate to Welby Edwards,"

Having been read a third time,

Upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and the Clerk inform Council that the House of Assembly have passed said bill without amendment,

The engrossed bill entitled "An act to incorporate the Railway and Elizabeth Port Railroad and Transportation company,"

Was taken up and read, and amended.

On motion of Mr. Chetwood, ordered, That the said bill be re-engrossed.

The engrossed bill entitled "An act to confirm the last will and testament of Robert Kidd, late of the county of Burlington, state of New Jersey, esquire, deceased,"

Was taken up, read a third time and compared,

Upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign said bill, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Doremus called up the bill from Council entitled "An act to erect parts of the counties of Essex and Bergen into a new county, to be called the county of Passaic, and the eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic,"

And upon the question of taking up said bill, Mr. Wills called for the yeas and nays, which were ordered:

Upon the question shall this bill be taken up?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Molleson, |
| | Blane, | | Ogden, |
| | Chetwood, | | Pierson, |
| | Cooper, | | Pettit, |
| | Caldwell, | | Riggs, |
| | Doremus, | | Saunier, |
| | Flatt, | | Strader, |
| | Flummerfelt, | | Springer, |
| | Fries, | | Valentine, |
| | Hull, | | Wade, |
| | Larason. | | Young,—22. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Burtis, |
| | Bray, | | Budd, |

Messrs. Dellicker,
Duryee,
Edgar,
Fenimore,
Hull,
Hunt,
Johnes,
Messrs. Jobs,
Logan,
Lalor,
Ladow,
Talmage,
Wills,—17.

So the bill was taken up: and the first section of the same having been read:

Mr. Wills offerred the following:

Whereas, the Bill from Council entitled An act to erect parts of the counties of Essex and Bergen, into a new county, to be called the county of Passaic; and the eastern part of the coun- Gloucester into a separate county, to be called the county of Atlantic, now before the House of Assembly, combining in the same bills distinct and separate interests, calculated to subvert a fair and impartial consideration of the interests of the state, and of the people who are undoubtedly affected by this bill, establishing a dangerous precedent in legislative proceedings,

Therefore, Resolved, that the above recited Bill be recommitted with instruction to bring in two bills, one to erect parts of the counties of Essex and Bergen, into a new county, to be called the county of Passaic; and the other to incorporate the eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic;

Which was read; and upon the question of agreeing to the same, the yeas and nays were called for and ordered;

And upon the question shall this preamble and Resolution be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Bleecker,
Bray,
Burtis,
Budd,
Dellicker,
Edgar,
Messrs. Fenimore,
Johnes,
Logan,
Lalor,
Wills,—11.

NAYS.

Messrs. Alexander,
Messrs. Blane,

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Molleson, |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Doremus, | Pettit, |
| Duryee, | Riggs, |
| Flatt, | Saunier, |
| Flummerfelt, | Strader, |
| Fries, | Springer, |
| Hull, | Seely, |
| Hunt, | Valentine, |
| Jobs, | Wade, |
| Larason, | Young,—27. |
| Ladow, | |

Mr. Riggs moved to amend the 11th section, by striking out all after the enacting clause, as follows:

"That it shall be the duty of the assessors of the several townships in the said counties of Essex, Bergen and Passaic, respectively, to meet at the Passaic Hotel, now kept by Ira Munn, in the town of Paterson, on the fourth Tuesday of August next, at ten o'clock in the forenoon of said day; at which time and place, the collectors of the late counties of Essex and Bergen, shall attend; and the assessors or such of them as shall attend, shall then and there settle with the said county collectors, and ascertain the amount of all county monies remaining in their hands, and monies due and owing, and also, all bonds, bills, notes, rights, credits, dues and demands, belonging to the late counties of Essex and Bergen, and make a division thereof between the counties of Essex, Passaic and Bergen, by writings signed by them and the collectors, in the following manner; the aforesaid monies, and also all bonds, bills, notes, rights, dues and demands belonging to the late county of Essex, to be divided in proportion to the taxable property and rateables in the present county of Essex; and in the townships of Aquackanonk, Paterson, and parts of the townships of Caldwell, according to the last assessment; and the aforesaid monies, and also all bonds, bills, notes, rights, credits, dues and demands belonging to the late county of Bergen, are to be divided in proportion to the taxable property and rateables in the present county of Bergen: and in the townships of Pompton, West Milford and parts of Saddle-river, according to the last assessment; and it shall be the duty of the respective collectors of the counties of Essex and Bergen, to pay over to the collector of the county of Passaic, the proportions of said county monies so found to belong to it, for which his receipt shall be a sufficient voucher; and it shall be the duty of the said assessors and collectors, to lay before the boards

of chosen freeholders of the said counties respectively, at their first meeting thereafter, correct statements of their settlements and divisions; and the said county of Passaic shall be liable to pay its shares in like proportions of all debts, if any there be, due and owing by the late counties of Essex and Bergen;"

And in lieu thereof to insert the following:

"That the said county of Passaic shall not be entitled to any of the monies, lands, property, rights, credits or effects, of the present counties of Essex and Bergen respectively, and that the said county of Passaic shall not be liable for any of the debts of the said counties of Essex or Bergen, or either of them, or for any part thereof;"

Which was read and agreed to.

Mr. Riggs moved further to amend the bill by annexing thereto the following section:

And be it enacted, That this act shall take effect in the respective counties of Passaic and Atlantic, on and after the time designated by law for holding the next annual town meeting in said counties, except where it is otherwise provided for in this act;

Which was read agreed to.

Mr. Caldwell moved to amend the twelfth section of said bill, by striking out in the twenty second line, the words 'in the same proportion as it was allotted,' and inserting in lieu thereof the words *according to the ratio of population as fixed by the last census;* and further in the twenty third line, to insert after the word 'property,' the words: *after making an equitable deduction of any debt or debts, which may be due by the said county*: so that the section shall read:

"And the said commissioners for the county of Atlantic, shall receive from the said county collector, whose duty it shall be to pay the same to them, the proportion that would in justice belong to that part of the county *according to the ratio of population as fixed by the last census;* also their proportion of the value of said public buildings and other public property, *after making an equitable deduction of any debt or debts, which may be due by the said county,* whose receipt shall be a sufficient voucher for the said collector," &c.

Which was agreed to.

Mr. Fenimore moved to amend the third section of said bill by striking out the word 'one" and inserting in lieu thereof the word *two*: so that it shall read:

"And that the said county of Atlantic shall in like manner, elect *two* members to represent it in the General Assembly" &c.

Upon which motion the yeas and nays were called for and ordered:

And upon the question shall this motion be agreed to ?
It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hall, |
| Burtis, | Johnes, |
| Budd, | Logan, |
| Dellicker, | Lalor, |
| Fenimore, | Wills,—11. |
| Gifford, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander,] | Messrs. Ladow, |
| Blane, | Molleson, |
| Chetwood, | Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Doremus, | Riggs, |
| Duryee, | Saunier, |
| Edgar, | Strader, |
| Flatt, | Springer, |
| Flummerfelt, | Seely, |
| Fries, | Talmage, |
| Hull, | Valentine, |
| Hunt, | Wade, |
| Jobs, | Young,—29. |
| Larason, | |

The several sections of said bill having been agreed to, it was ordered to a third reading.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Messrs. Fenimore and Gifford severally presented petitions from sundry citizens of Burlington and Monmouth, praying the

repeal of the twelfth and fourteenth sections of the act incorporating Medical Societies;

Which was referred to the committee upon that subject.

Mr. Saunier presented a petition from Eliza Garritson, praying to be divorced from her husband;

Which was referred to Messrs. Saunier, Davis and Fries.

Mr. Edgar presented a petition from sundry citizens of Middlesex, praying the passage of a law to submit the question of the location of the Court House to the voters of said county;

Which was referred to the committee upon that subject.

Mr. Fries from the committee upon that subject, reported a bill entitled "An act to authorise the sale of certain real estate of Sarah Olmstead, deceased, late of the county of Salem;"

Which was read and ordered a second reading.

Mr. Gifford from the committee upon that subject, reported the bill from Council entitled "An act to regulate and protect the fisheries in the North and South branches of Shrewsbury river, in the county of Monmouth," with an amendment;

Which was read and ordered a second reading.

The engrossed bill entitled "A supplement to the act entitled an act to incorporate the Howell Works' Company, passed 4th of March, A. D. 1828, to authorise the said company to construct a rail road from their works to the Shrewsbury river, in the county of Monmouth, with transportation privileges;

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Jobs, |
| Bray, | Johnes, |
| Blane, | Linn, |
| Burtis, | Logan, |
| Budd, | Lalor, |
| Chetwood, | Ladow, |
| Corsen, | Pierson, |
| Doremus, | Riggs, |
| Dellicker, | Saunier, |
| Duryee, | Strader, |
| Edgar, | Springer, |
| Flatt, | Seely, |
| Flummerfelt, | Talmage, |
| Fenimore, | Valentine, |
| Fries, | Wade, |
| Gifford, | Wills, |
| Hunt, | Young,—31. |

NAYS.

Messrs. Alexander, Caldwell, Davis, Hull, Hall, Ogden, Pettit,—7.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

On motion of Mr. Chetwood the rules of the House were dispensed with, and the re-engrossed bill entitled "An act to incorporate the Rahway and Elizabeth Port rail road and transportation company,"

Was taken up, read and compared,

And on the question shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to incorporate the Burlington Silk Manufacturing company,"

Was taken up and read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative ununimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Blane called up the bill entitled "An act defining the general powers and duties of manufacturing corporations, and authorising the Governor for the time being, to issue letters of incorporation creating the same;" and asked leave to withdraw the same from the files of the House, which was granted.

Mr. Doremus called up the bill entitled "A further supplement to the act incorporating the Paterson and Hudson river rail road company,"

And while the same was under consideration:

Mr. Chetwood moved to fill the blank in the second section, with the word *four*, so that it shall read:

"And therefrom to pay into the treasury of this state *four* cents for each and every passenger, and cents for every ton of property transported through the whole line of the said road," &c.

Mr. Bleecker moved to insert the word *ten*:

Upon which motion the yeas and nays were called for and ordered :

And on the question shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

Messrs. Bleecker,
Bray,
Burtis,
Budd,
Dickerson,
Hull,
Hall,
Hunt,
Logan,
Valentine,
Young,—11.

NAYS.

Messrs. Alexander,
Blane,
Chetwood,
Caldwell,
Corsen,
Doremus,
Dellicker,
Duryee,
Davis,
Edgar,
Flatt,
Flummerfelt,
Fries,
Gifford,
Jobs,
Johnes,
Lalor,
Ladow,
Molleson,
Ogden,
Pierson,
Pettit,
Riggs,
Saunier,
Strader,
Springer,
Seely,
Talmage,
Wills,
Wade,—30.

Mr. Chetwood then withdrew his motion, and the said section was amended and agreed to.

Mr. Riggs moved to amend the said bill by annexing thereto the following :

Section 5. And be it enacted, That the legislature reserve the right at any time hereafter to impose transit duties on passengers and merchandise, which may be transported on the said Paterson and Hudson river Railroad and the road authorised by this supplement, and also to alter, amend or modify this act and the act to which this is a supplement whenever, in their opinion, the public good shall demand it.

Which was read and agreed to.

The said bill was then ordered to be engrossed for a third reading.

Mr. Valentine called up the bill entitled "A supplement to the act relative to the distribution of the public arms,"

And while the same was under consideration,

Mr. Budd moved to amend the same by striking out the word 'brass,' and inserting in lieu thereof the word *iron*, so that it shall read:

"That the Quarter Master General be, and he is hereby directed to furnish the brigades of Sussex and Warren, under such restrictions as he may impose, with two *iron* field pieces," &c.

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

The Clerk proceeded to call the House, and having gone through with the same, before pronouncing the vote,

Mr. Lalor asked the House to be excused from voting:

And upon the question of excusing him, the yeas and nays were called for and ordered:

And on the question, shall the gentleman from Burlington be excused?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Doremus, | Messrs. | Pierson, |
| | Dickerson, | | Pettit, |
| | Duryee, | | Riggs, |
| | Edgar, | | Saunier, |
| | Flatt, | | Strader, |
| | Gifford, | | Valentine. |
| | Hall, | | Wade, |
| | Molleson, | | Young,—16. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Corsen, |
| | Bleecker, | | Dellicker, |
| | Bray, | | Flummerfelt, |
| | Blane, | | Fenimore, |
| | Burtis, | | Fries, |
| | Budd, | | Hull, |
| | Chetwood, | | Hunt, |
| | Caldwell, | | Jobs, |

| | |
|---|---|
| Messrs. Johnes, | Messrs. Ogden, |
| Logan, | Springer, |
| Ladow, | Talmage,—22. |

Mr. Lalor then voted, and the vote upon the amendment moved by Mr. Budd, was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Fries, |
| Bray, | Hunt, |
| Blane, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Logan, |
| Caldwell, | Ladow, |
| Corsen, | Pierson, |
| Dellicker, | Pettit, |
| Duryee, | Riggs, |
| Edgar, | Springer,—21. |
| Fenimore, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Lalor, |
| Chetwood, | Molleson, |
| Doremus, | Ogden, |
| Dickerson, | Saunier, |
| Davis, | Strader, |
| Flatt, | Talmage, |
| Flummerfelt, | Valentine, |
| Gifford, | Wade, |
| Hull, | Young,—19. |
| Hall, | |

The said bill was further amended, agreed to, and ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed a bill from the House of Assembly entitled "An act to authorise the sale of John Gardner's real estate," with sundry amendments.

To which amendments the assent of the House of Assembly is requested.

Council have passed the following bills from the House of Assembly, viz :

" An act to incorporate the Canton Silk manufacturing company, to be located at or near Spottswood, in the county of Middlesex."

And " An act for the permanent location of streets, avenues and public squares, or places within the limits of the city of New Brunswick," without amendment.

Council have passed the following bills, viz :

" An act to incorporate the Monmouth Purchase company."

And " An act to establish and regulate pilots for the Ports of Jersey City, Newark and Perth Amboy, by the way of Sandy Hook."

To which bills the assent of the House of Assembly is requested.

The bill from Council entitled " An act to incorporate the Monmouth Purchase company ;"

Was referred to Messrs. Gifford, Logan and Corsen.

The bill from Council entitled " An act to establish and regulate pilots for the ports of Jersey City, Newark and Perth Amboy, by the way of Sandy Hook,"

Was referred to Messrs. Doremus, Chetwood and Molleson.

The amendment made in Council to the bill entitled " An act to authorise the sale of John Gardner's real estate," on motion of Mr. Chetwood, were ordered to lie on the table.

The Speaker communicated to the House an invitation from John Coffin Nagro, to the members, inviting them to attend a a course of illustrations to be delivered by him in the Assembly room this evening, " upon the noble and divine art of oratory."

Mr. Bleecker moved leave be granted Mr. Nagro, to use the Assembly room for the above purpose :

Upon which motion the yeas and nays were called for and ordered ;

And upon the question shall leave be granted ?

It was determined in the negative as follows :

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Flatt, |
| | Bleecker, | | Flummerfelt, |
| | Bray, | | Hall. |
| | Blane, | | Jobs, |
| | Burtis, | | Johnes, |
| | Chetwood, | | Molleson, |
| | Doremus, | | Pettit, |
| | Dellicker, | | Saunier, |
| | Duryee, | | Young,—18. |

NAYS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Logan, |
| Caldwell, | Lalor, |
| Corsen, | Ladow, |
| Dickerson, | Ogden, |
| Davis, | Riggs, |
| Edgar, | Strader, |
| Fenimore, | Springer, |
| Gifford, | Talmage, |
| Hull, | Wade, |
| Hunt, | Wills,—20. |

Mr. Riggs moved to reconsider the vote first taken, which was agreed to.

Whereupon Mr. Bleecker withdrew his motion ;

Mr. Bray offerred the following :

Resolved, That the seargeant at arms, be authorised to permit the Trenton Pike Infantry company, to meet in the cellar under the Assembly room, for the purpose of drilling in the evenings during the time the fires may be kept up there for warming of the House.

On motion of Mr. Molleson, Ordered, That the same be laid upon the table.

The House adjourned to Monday morning at ten o'clock.

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Monday, February 26, 1837.

At ten o'clock the House met.

Mr. Molleson presented a remonstrance from citizens of Middlesex, against the passage of a law submitting the question of the location of the Court House to the voters of that county ;

Which was referred to the committee upon that subject.

Mr. Saunier presented a petition from the heirs of Anna Hornblower, deceased, praying the further appointment of trustees to sell real estate ;

Which was referred to Messrs. Saunier, Strader and Petitt.

Mr. Fenimore presented a petition from sundry inhabitants of Burlington praying the repeal of the twelfth and fourteenth sections of the act incorporating Medical Societies ;

Which was referred to the committee upon that subject.

Mr. Saunier presented a petition from the select men and inhabitants of Jersey city, praying that the streets of that place may be declared public highways;

Which was read and referred to Messrs. Saunier, Wills and Caldwell.

Mr. Hall presented a petition from certain citizens of Hunterdon, in favor of placing the State's share of the surplus revenue, under the charge of the commissioners of the School Fund, and send the annual proceeds thereof down to the counties:

Which was read and referred to the committee upon that subject.

Mr. Seely from the committee upon that subject, reported a bill entitled "An act to authorise the board of Chosen Freeholders, of the county of Cumberland, to build a bridge over Prince Maurice river;

Which was read and ordered a second reading.

Mr. Doremus from the committee upon that subject, reported the bill from Council entitled "An act to establish and regulate pilots for the ports of Jersey city, Newark and Perth Amboy, by the way of Sandy Hook; without amendment;

Which was read and ordered a second reading.

The engrossed bill entitled "An act to enable the owners and possessors, of the meadows, lowlands and swamps adjoining Rocky Brook, in the county of Middlesex, to clear the same within the limits therein mentioned;

Was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "A supplement to the act relative to the distribution of the public arms,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows;

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Budd, |
| Bleecker, | Chetwood, |
| Bray, | Conover, |
| Blane, | Caldwell, |
| Burtis, | Corsen, |

| | | | |
|---|---|---|---|
| Messrs. | Doremus, | Messrs. | Logan, |
| | Dellicker, | | Lalor, |
| | Dickerson, | | Ladow, |
| | Duryee, | | Ogden, |
| | Edgar, | | Pettit, |
| | Flatt, | | Riggs, |
| | Flummerfelt, | | Saunier, |
| | Fenimore, | | Strader, |
| | Fries, | | Seely, |
| | Hull, | | Talmage, |
| | Hall, | | Valentine, |
| | Hunt, | | Wade, |
| | Jobs, | | Wills, |
| | Johnes, | | Young,—39. |
| | Linn, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Davis, | Mr. | Springer,—3. |
| | Molleson, | | |

Ordered, That the Speaker sign said bill, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The Chair laid before the House the following joint resolutions:

Whereas, in consequence of the increased population, wealth, enterprise and resources of the state of New Jersey, subjects of legislation, and the business of the legislature have so multiplied, as to render the duties of secretary of Council and of Clerk of the House of Assembly too arduous to be performed by one person for each House:

Resolved, By the Council and General Assembly of this state, that in future an assistant secretary shall be nominated by the secretary and appointed by the Council; and assistant Clerk nominated by the Clerk and appointed by the House of Assembly; who shall serve during the session, or during the pleasure of Council or Assembly, and who shall severally take an oath for the faithful discharge of the duties of his office, before the presiding officer of the House in which he serves: and that the said assistant secretary and assistant Clerk, shall be entitled to receive for their services, respectively, the sum of per day, to be paid on a certificate signed by the presiding officer of said Houses respectively;

Which were read, and

On motion of Mr. Flatt, ordered to lie on the table.

Mr. Wills called up the bill entitled "An act for the more effectual relief of creditors in certain cases;"

And while the same was under consideration; on motion of Mr. Wills, the same was postponed.

Mr. Young called up the bill entitled "An act relative to habitual drunkards;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Seely called up the bill entitled "A further supplement to an act entitled an act for suppressing vice and immorality, passed the sixteenth of March one thousand seven hundred and ninety eight;"

Which was read a second time, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Wills called up the bill entitled "An act for the more effectual relief of creditors in certain cases;"

And the same having been amended and agreed to, was ordered to be engrossed for a third reading.

Mr. Valentine called up the bill entitled "An act regulating the selling of grain,"

And while the same was under consideration,

Mr. Davis moved to strike out the word 'two,' after the word 'thirty:' so as to read;

"The bushel shall consist," &c. of '*thirty* pounds of oats;"

Which was not agreed to.

Mr. Johnes moved to strike out the word 'six' after the word 'fifty,' and insert in lieu thereof the word *eight*; so as to read:

"The bushel shall consist of" &c. 'fifty *eight* pounds of rye or Indian corn,'

Which was not agreed to.

On motion of Mr. Davis the further consideration of said bill was postponed.

Mr. Doremus called up the bill entitled "An act to incorporate the Hudson river Bank,"

And moved to reconsider the twelfth section, which was agreed to.

Mr. Doremus then moved to reconsider the vote upon the amendment made to said section; which motion the chair decided to be out of order.

On motion of Mr. Doremus, the further consideration of said bill was postponed.

The House adjourned to this afternoon at three o'clock.

At three o'clock the House met.

Mr. Chetwood from the committee upon that subject reported the following:

Whereas, it is represented by the Memorial of the Justices of the Supreme Court and the members of the Bar, that the Supreme Court Room is so inconveniently arranged that it is impossible to transact business with any facility, and thus has become very uncomfortable—and whereas the valuable public Library is entirely unprotected; and great loss and injury have been sustained by reason thereof—Therefore,

Resolved, (Council concurring,) that the Treasurer of this State, the Clerk of the Supreme Court, and the Clerk of the Court of Chancery be, and they are hereby authorised to make the necessary and proper alterations and repairs in the Supreme Court Room, to render the same comfortable and convenient for the transaction of business and to protect the Library therein. And that the expenses of said alterations and repairs be paid out of any money in the Treasury not otherwise appropriated."

Which was read and agreed to.

Mr. Ogden from the committee upon that subject reported a bill entitled "A supplement to an act entitled an act authorising Joseph Ogden, Nicholas Justice, esq. and others, to embank a tract of meadow in the county of Gloucester;"

Which was read and ordered a second reading.

Mr. Gifford from the committee upon that subject reported the bill from Council entitled "An act to incorporate the Monmouth purchase company;"

Which was read and ordered a second reading.

Mr. Saunier from the committee upon that subject reported a bill entitled "An act to divorce Eliza Garritson from her husband Nicholas;"

Which was read and ordered a second reading.

The engrossed bill entitled a further supplement to the act concerning slaves,"

Having been read a third time and compared;

Upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Budd, |
| Bray, | Chetwood, |
| Blane, | Cooper, |
| Burtis, | Caldwell, |

| | |
|---|---|
| Messrs. Corsen, | Messrs. Larason, |
| Doremus, | Lalor, |
| Dellicker, | Ladow, |
| Dickerson, | Ogden, |
| Duryee, | Pierson, |
| Davis, | Petit, |
| Edgar, | Riggs, |
| Flatt, | Saunier, |
| Flummerfelt, | Strader, |
| Fenimore, | Springer, |
| Fries, | Seely, |
| Gifford, | Tuttle. |
| Hull, | Valentine, |
| Hall, | Wills, |
| Jobs, | Wade,—39. |
| Johnes, | |

NAYS.

| | |
|---|---|
| Messrs. Conover, | Mr. Logan,—3. |
| Hunt, | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

A message from Council by Mr. Westcott their secretary, informed the House that Council have agreed to the amendments made by the House of Assembly to the bills from Council entitled "An act to incorporate the Trenton Flax company,"

And "A supplement to an act entitled an act to incorporate the Rahway Steamboat Company, passed December 3d, one thousand eight hundred and thirty five;" and have caused said bills to be re-engrossed.

Council have passed the bill from the House of Assembly entitled "An act to authorise limited partnerships," with sundry amendments.

To which amendments the assent of the House of Assembly is requested.

Council have passed the following bills from the House of Assembly, viz:

"An act to incorporate the Fairfield Beneficial Society of the county of Cumberland, New Jersey;"

And "An act to authorise Trustees therein named to sell and convey certain real estate of George Corlies, late of the county of Monmouth, deceased," without amendment.

The amendments made in Council to the bill from the House of Assembly entitled "An act authorising limited partnerships," Were read, agreed to, and said bill was ordered to be re-engrossed.

The bill from Council entitled "An act to set off parts of the counties of Essex and Bergen into a new county, to be called the county of Passaic; and to erect the Eastern part of the county of Gloucester into a new county, to be called the county of Atlantic,"

Was taken up, read a third time by its title:

Mr. Richards moved that the same be recommitted; and upon the motion, the yeas and nays were called for and ordered;

And upon the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Gifford. |
| Bray, | Haight, (Sp.) |
| Burtis, | Jobs, |
| Budd, | Johnes, |
| Conover, | Linn. |
| Dellicker, | Logan, |
| Davis, | Lalor, |
| Edgar, | Richards, |
| Fenimore, | Wills,—18. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Ladow, |
| Blane, | Molleson, |
| Chetwood, | Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Doremus. | Riggs, |
| Dickerson, | Saunier, |
| Duryee, | Strader. |
| Flatt, | Springer, |
| Flummerfelt, | Seely, |
| Fries, | Tuttle, |
| Hull, | Talmage, |
| Hall, | Valentine, |
| Hunt, | Wade, |
| Larason, | Young,—30. |

Mr. Richards then moved that the further consideration of said bill be postponed; and upon putting the question, the Chair decided the same to be lost.

Whereupon Mr. Richards called for the yeas and nays.

The Chair decided the call to be out of order, it having been made after the decision of the Chair had been pronounced.

The question recurring upon the final passage of said bill:

Upon the question shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Larason, |
| | Blane, | | Ladow. |
| | Burtis, | | Molleson, |
| | Chetwood, | | Ogden, |
| | Cooper, | | Pierson, |
| | Caldwell, | | Pettit, |
| | Doremus, | | Riggs, |
| | Dickerson, | | Saunier, |
| | Duryee, | | Strader, |
| | Davis, | | Springer, |
| | Flatt, | | Seely, |
| | Flummerfelt, | | Tuttle, |
| | Fries, | | Talmage, |
| | Hull, | | Valentine, |
| | Haight, (Sp.) | | Wade, |
| | Hunt, | | Young,—33. |
| | Jobs, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Hall, |
| | Bray, | | Johnes, |
| | Budd, | | Linn, |
| | Conover, | | Logan, |
| | Dellicker, | | Lalor, |
| | Edgar, | | Richards, |
| | Fenimore, | | Wills,--15. |
| | Gifford, | | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with amendments, to which amendments the assent of Council is requested.

The Speaker extended to the House an invitation to attend a meeting, to be held this evening in the Presbyterian Church, on the subject of colonization.

The House adjourned to to-morrow morning at ten o'clock.

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TUESDAY, February 7, 1837.

At ten o'clock the House met.

Mr. Alexander presented a petition from sundry citizens of New Jersey, upon the subject of African colonization;

Which was read and referred to Messrs. Alexander, Chetwood and Hunt.

Mr. Alexander presented petitions from the stockholders and creditors of the Bank of New Brunswick, praying that that institution might be permitted to resume operations;

Which were referred to the committee upon that subject.

Mr. Alexander presented a memorial from David Mercereau, John F. McDowell and Joseph McChesney, claiming compensation for certain services;

Which was referred to Messrs. Alexander, Gifford and Doremus.

Mr. Alexander presented a petition from sundry inhabitants of Middlesex, praying the passage of a law, submitting the question of the location of the Court House of that county to the voters thereof; and also a remonstrance against the same;

Which were referred to the committee upon that subject.

Mr. Alexander presented a petition from sundry citizens of Newark, praying a law vesting the possession of the old burial ground of that place, in the Board of Chosen Freeholders of said city of Newark;

Which was read and referred to Messrs. Alexander, Tuttle and Bleecker.

Mr. Molleson presented a remonstrance from sundry inhabitants of Middlesex, against the passage of a law to submit the question of the location of the Court House to the voters of said county;

Which were referred to the committee upon that subject.

Mr. Flummerfelt from the committee upon that subject reported a bill entitled "An act to assist the inhabitants of the township of Pahaquary in the county of Warren, and of the township of Walpack in the county of Sussex, to open and complete a certain highway in said townships;"

Which was read, ordered a second reading and to be printed.

Mr. Saunier from the committe upon that subject reported a bill entitled "An act to appoint new trustees to the estate of Anna Hornblower, deceased;"

Which was read and ordered a second reading.

Mr. Cooper from the committee upon that subject reported a bill entitled "An act to incorporate the Mechanics' Bank of Camden;"

Which was read and ordered a second reading.

Mr. Saunier from the committee upon that subject reported a bill entitled "An act for the better regulation of the streets in the village of Hoboken;"

Which was read and ordered a second reading.

Mr. Molleson from the committee upon subject reported as follows:

REPORT, &c.

The Committee to whom was referred the resolution to inquire into "the expediency of protecting and encouraging the culture of silk and the manufacture of beet sugar in the state of New Jersey," ask leave to report:

The right and duty of the legislature to sustain and promote the agricultural interests of the community, except in the prohibited mode designated in the national compact, cannot be denied. The exercise of this unquestioned right, in fostering those arts, which contribute to the wealth, population and political importance of the community, is frequently necessary to support them in their infancy, and has always been deemed proper, just and politic. It will be universally conceded, that if the culture of silk, and manufacture of beet sugar, can be successfully prosecuted in our state and country, they constitute interests well justifying legislative protection and encouragement. The now eminently successful manufacture of silk and sugar in Europe, in comparison with the feeble efforts of those who were instrumental in their introduction, renders it sure and certain that these two articles will be two of the greatest agricultural interests in the state and nation. The commencement of the manufacture of silk at Constantinople, by means of the introduction of the eggs of the silkworm, in the hollow canes of two missionary monks from China, in connexion with the comparatively limited knowledge of the modes of profitably using the productions of these interesting insects, and the feeble beginning of the manufacture of beet sugar in Prussia, lead irresistably to the conclusion, that the hopes of the enterprising and patriotic friends of these two branches of industry in our country, are not the fanciful creations of an excited imagination, but based on good and sufficient grounds. The establishment and profitable pro-

secution of the manufacture of silk and sugar in other countries with climates similar to ours, added to the admitted enterprize and industry of our own fellow citizens, are, it is deemed, sufficient guaranties with proper protection, to ensure with us a like successful result, and impart confidence in the sentiment entertained by so many valuable citizens, that they will become two of the staple products of the northern and middle states. Let no individual question these fondly cherished anticipations, who reflects that fifty years ago the great southern staple was unknown among American productions. That it was then not known, that cotton would grow in any part of our American soil. That in the year 1791 there were but two hundred thousand pounds of cotton exported, and that the export of this article now, amounts to nearly four hundred millions of pounds annually. That "the first cotton supposed to be of American growth, brought to New York for foreign export, it is said, came from Savannah in the year 1792, and consisted of only two bags." That then its production was limited to one state, while it has now become the staple of seven states, regulating by its price, the value of most other productions of our whole country, and supplying, in addition to our own great and increasing demand, two-thirds of all that is used in foreign climes. Let no enterprising citizen hestate in arriving at a favorable belief on these important subjects, and carrying his faith into practice, who remembers, that as late as the year 1803, the production of sugar from the cane had only commenced in Lousiana, and that it has increased so rapidly, as to furnish sixty millions of pounds annually, and will, it is confidently believed, in a short period, with the anticipated products of the sugar beet of the north, furnish not only a supply for the whole population of the nation, but constitute one of the valuable staple exports of the United States. These things demonstrate, that native ingenuity, enterprise, industry and perseverance, are not surpassed in any other country, and all that is wanting in our own state, to enable our citizens to produce the most beautiful fabricks of silk, and the finest qualities of sugar from the beet, is proper information, instruction and encouragement.

The committee, although averse to entering into any details in relation to these subjects, cannot feel that they have performed their whole duty, without embodying herein some of the particular facts necessary to satisfy the legislature and their constituents, that the protection by the committee deemed proper and necessary, would not be useless, but calculated to advance the real interests of the people of the state. They conceive it proper in this connexion, to observe that this report is nothing but a compilation from the various periodical and other publi-

cations, which the liberality of some of our enlightened capitalists and enterprising countrymen have disseminated through the land.

The committe would further state, that in looking at the subjects entrusted to them, they have regarded with pleasure the interests of the farmer thereby so peculiarly and benefically effected. While the legislature is properly extending its guardian care to the manufacturing and mercantile concerns of the state, let it not withhold its protection from the agricultural interests, which constitute the foundation of the general prosperity.

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## SILK.

The cultivation of the mulberry lies at the foundation of the silk business, and although there are many varieties, yet the Italian and Chinese are conceded to be the better. The doubts which have been entertained, whether the latter can be acclimated, have been entirely removed, and experience has confirmed the important truth that the Chinese mulberry can be cultivated to any extent with safety in our country. The planting of the trees, the raising and feeding of the worms, the production of the cocoons, and the reeling of silk, are properly agricultural pursuits. The modes of cultivating the mulberry, managing the worms, and reeling the silk, are so clearly delineated in the various treatises and periodicals on the subject, which have been published, as to render any remarks in relation thereto unnecessary. Those who feel an interest in the subject can and will have access to these publications. The culture of silk is not entirely a new business in our country; for it has been in various places commenced and successfully carried on, and fully proved itself to be as healthful and as pleasing, as it is useful and profitable. What delightful anticipations may not be enjoyed in looking at the introduction of the silk business, in relation to the saving the great amount of money expended in the purchase of foreign silks, which now exceeds ten millions of dollars annually.

Beautiful specimens of silk, in the form of sewing silk, produced from worms raised and fed in New Jersey, have been exhibited to, and are now in the possession of the committee. Experiments here and elsewhere have clearly demonstrated, that there is no delusion in relation to the offer which the silk business holds out to every class of our citizens, especially the industrious poor, and that it may be prosecuted with great advantage without any danger of failure.

The idea generally entertained that new enterprises are not to be undertaken without large capitals is wholly inapplicable to this business. "No more capital is required than can be obtained by any person of common honesty and industry," and although, for the first two or three years very little profit can be reasonably anticipated, if commenced in a small way, yet the committee hesitate not to declare their belief that any industrious citizen would in a few years in this business, not only realise a competency, but wealth and affluence. The truth of which may be clearly perceived by an examination of the accompanying documents, marked numbers 1 and 2, prepared with great care by those who are well acquainted with the subject.

The cultivation of this beautiful article of luxury and comfort, need not materially interfere with the general productions of the agriculturist. The substitution of mulberry hedges for the usually rude division fences of farms, would be equally economical, useful, and ornamental, and in this way alone furnish a considerable amount of food for worms. The particular management of the worms, is required at a season of the year when the usual labors of the farm are not the greatest, and may well be performed by females and by those too young and too old to engage in other more laborious pursuits. The reeling of the cocoons may be postponed as a suitable employment for the long evenings of winter, now comparatively without employment, add to the cheerfulness of the domestic circle, and constitutes a profitable, as well as an agreeable occupation.

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## SUGAR.

The eminent success which has attended the manufacture of sugar from the beet in France, and the peculiar adaptation of some parts of the State of New-Jersey, to the cultivation of this vegetable, render this subject one of like deep interest to our fellow citizens. It is not to be expected or desired by the committee, that our farmers should turn their whole attention to the making of sugar; but, if it can be shewn, that the manufacture of sugar, from the beet, can be profitably pursued among us, it will not be denied, that its protection and encouragement will serve to create a ready home market for a new agricultural production, at least as advantageous for the farmer, as any other of the products of our lands. The committee would here remark, that the proper species of the sugar beet is the white or Silesian and the rose colored, the seed of which, it is

understood, can be obtained of either the secretary or treasurer of "The Beet sugar Society of Pennsylvania," at Philadelphia. They need not set forth particularly the various processes in the manufacture of sugar from this easily cultivated vegetable. The taking up and clearing the roots, rasping them, pressing the pulp, deffication, evaporation, clarification and concentration are all laid down with such admirble fulness in the reports and proceedings of the said society, as to supersede any other illusion thereto. They can be procured by any individual who should desire them, it is presumed, of any of the officers of the association. The soil best suited to the growth of the beet, the mode of cultivation, the time of sowing the seed, the period and manner of gathering and protecting the crop, which come legitimately within the interests of the cultivator of the soil, are begining to attract very general attention, and will soon be well understood. More than enough is known in relation to this subject, to satisfy the most scrupulous, that this business in all its branches is highly profitable. The average yield of the beet, in well selected locations in our state, would be about forty thousand pounds per acre a year, which would be worth, if the manufacture thereof is carried on, after deducting the expenses of cultivation, about sixty dollars. These forty thousand pounds of beet will yield about three thousand pounds of sugar. The cost of the manufacture of sugar, will be about four cents the pound, leaving all above that sum, for which it can be sold nett profits. The cost of machinery necessary to produce one hundred thousand pounds of sugar, annually, would not exceed five thousand dollars; and yet, in the neighborhood of Arras, in France, *there is an individual, who chiefly by means of the ordinary domestic utensils, and in a room fourteen feet square, absolutely made good sugar.* The experiments which have been made in this country, have satisfied the enterprising individuals who have examined the subject, that a larger per cent. of good granulated sugar, from the beet, has been obtained in this country than in France; and that the Silesian beets which have been grown here, have been very large, and more productive than ordinary beets. This result cannot fail to be received with the highest gratification, when it is remembered, that the sugar manufactured from the beet in France last year, amounted to eighty millions of pounds—one third more than was procured from the cane during the same period, in our own country.

The Committee have seen samples of beet sugar, not surpassed in beauty or richness. The refuse of the sugar house, the cakes are given to cattle and sheep, and are esteemed excellent food. The molasses, when mixed with water and poured on chopped straw, is devoured voraciously by horses as well as

cattle and sheep. This species of food, is not only good for fattening cattle for market, but very fine for dairy.

The committee, however, forbear to extend their remarks, and have only indulged in them from the universal gratification it is believed would be afforded, to witness the profitable production and manufacture of silk and sugar introduced into the state. They feel, that at no distant period, the silk and sugar of the north, will equal the cotton and rice of the south; and that an exchange of these useful and ornamental articles, among the associated sisters of the confederacy, will constitute a very important branch of trade, and serve to equalise the prosperity of the nation, and render more firm and stable, the bond of our Union, so essential to the preservation of national freedom.

The committee have been exclusively actuated in the preparation of this complication, by a desire to awaken public interest to the consideration of the very interesting and important subjects confided to them, and trust they have discharged their duty as fully performed, as their other varied duties would permit, if they shall succeed in drawing public attention to these two branches of industry; by which thousands of our fellow citizens might acquire subsistence and wealth, and greatly promote the common weal.

They herewith submit two bills, providing protection and encouragement to these subjects, and in conclusion, would refer to similar enactments in all the northern states, in relation to silk, and to the success which has attended these legislative provisions, and to the thriving and flourishing manufactories of sugar abroad, and earnestly and respectively say to their fellow members and common constituents,

GO THOU AND DO LIKEWISE.

All which is submitted, by order of the committee.

G. P. MOLLESON, CHAIRMAN.

# APPENDIX.

## No. 1.

An extract from the 9th number of the 1st volume of "The Silk-worm," published at Albany. Price one dollar per annum.

"I will endeavor to show what may be effected by perseverance in a systematic plan, which is the only mode of proceeding with any certainty of success. I shall limit the calculation to seven years, which will be a fair beginning; after which, any one with the experience of that time, will be able to make calculations for the future. I shall set down each item in the calculation far below, and in some instances, three hundred per cent. below what fair experiments have shown, may be relied on.

As it is important, at the commencement to multiply the trees as fast as possible, I would advise to begin with about an acre of mellow, rich, sandy loam, which, though not so good for the ultimate production of silk, is more conducive to the rapid growth of the young trees before transplanting, and is therefore best for the nursury. In this nursury, I would set the seedlings, cuttings, or other young trees as near together as they can have room to grow, the first year.

The first year, 200 cuttings, set in the Spring, will afford leaves sufficient to feed about 500 worms. This number would be of of no profitable use in yielding silk; but it will be well to keep them, in order to form some acquaintance with them, and to provide eggs for the next year.

The moths produced by the five hundred worms, will probably be half females, and will produce about 100,000 eggs; about 15,000 of which will be wanted for the next season. Suppose 50,000 of them should be sold at 12½ cents, which is one half their present price, the account of this year may stand thus:

| | | |
|---|---|---|
| Rent for acre, for nursery, | $5 | |
| Two hundred cuttings, say | 2 | |
| Trouble of collecting, setting, &c. | 2 | |
| Feeding 500 worms, | 2 | |
| | $11 | |
| 50,000 eggs sold, at 12½ cents per 1000, | | 6 25 |
| Nett expense out first year, | | $4 75 |

SECOND YEAR.

This year also, but little or no profit can be expected. Allowing only five cuttings or layers from each tree, which is probably not more than one fourth of what may be produced, there will be two hundred trees of last year, and one thousand propagated this year. These will afford leaves sufficient for 15,000 worms, which besides producing eggs for next year, would yield perhaps a little over six pounds of silk, which at $5 per pound, will bring $30.

The expenses and proceeds of this year may be estimated thus:

| | |
|---|---|
| Rent of nursery, | $5 |
| Propagating by cutting or layers, 1000 trees, | 6 |
| Feeding 15,000 worms, | 10 |
| Reeling 6 lbs. silk, | 4 50 |
| | $25 50 |
| Six pounds silk at $5 per pound, | 30 00 |
| Nett gain second year, | $4 50 |

THIRD YEAR.

This year also will afford but a small profit. All the increase of the trees may still be retained in the nursery. From each of those set the spring before ten at least may be taken.

For the spring of the third year, there will be 200 trees two years old, and 1000 of one year old. From each of the first, may be propagated ten, and five from each of the others, making of this year's propagation 7000; in the whole 8,200. If from each of the first trees, two pounds of leaves are taken, and one pound from each of the next, and 1000 pounds from the 7000 young plants, making in all 1900 pounds of leaves, these together will feed 50,000 worms, which will make twenty lbs. of silk.

Statement for the third year:

| | |
|---|---|
| Rent, | $5 |
| Setting 7000 trees, | 21 |
| Feeding and care of 50,000 worms, | 25 |
| Reeling 20 pounds of silk, | 15 |
| | $66 |
| 20 pounds of silk at $5 per pound, | $100 |
| Nett gain third year, | $34 |

FOURTH YEAR.

Proceeding in the same ratio for four years yet to come, allowing each tree set the year before, by cuttings or layers, to produce five, and each over that age, ten; which is infinitely short of what can be effected, then the number of trees for the fourth year will be 55,200, the fifth year 372,200, the sixth year 2,500,200, and the seventh year 15,872,200.

But as these last numbers outstrip all practical calculations within the bounds of reason, we will therefore go back to the beginning of the fourth year, which commences with 8,200 trees.

As this number will extend beyond the convenient limits of the nursery, of course it will be necessary to begin transplanting the trees to the place of their final destination. To effect this I would advise to hire a piece of ground on a permanent lease, say twenty acres, and more if can be done conveniently, with the privilege of purchasing in three years.

I would prepare a part of this field and transplant the 1200 trees of one and two years old. These I would set in rows eight feet and six inches apart and the trees in the row and a little short of twenty inches, or ten trees in a rod, by which arrangement an acre will contain 3,200 trees. The whole field ought to be well fenced and the trees protected from every kind of depredation. The trees three years old may be calculated to yield three pounds of leaves each; those of two years one and a half pounds, and those of one year half a pound; in all 4,600 pounds without those set this year. These will feed 120,000 worms, which will yield fifty pounds of silk, which at $5 per pound will amount to $250.

The expenses and avails this year may be set down thus:

| | |
|---|---|
| Rent of nursery, | $5 |
| Rent of field, 20 acres, at $2 per acre, | 40 |
| Transplanting 1200 trees, preparing ground &c. | 12 |
| Attendance of worms and reeling 50 pounds silk | 100 |
| | $157 |
| 50 pounds of silk, at $5 per pound, | $250 |
| Nett gain fourth year, | $93 |

FIFTH YEAR.

The fifth year there will be 7000 trees two years old, and of course, ready for transplanting, which with the 1200 already transplanted, making 8,200, will occupy a little more than two and a half acres. These with those one year old will produce

leaves enough to feed something over a million of worms, from which may be calculated on 116 pounds of silk.

| | |
|---|---|
| Rent of nursery and field, | $12 50 |
| Transplanting 7000 trees, | 35 |
| Feeding and care of 1,000,000 worms, | 250 |
| Reeling 416 pounds silk, | 321 |
| | $639 50 |
| 416 lbs. silk at $5 per pound, | $2080 |
| Nett proceeds fifth year, | $1441 50 |

SIXTH YEAR.

It will be perceived that as at the ratio at which we proceeded thus far in propogating, there will be this year untransplanted 47,000 trees of one year's growth, and 317,000 set this year; in all 364,000. These could not have room to stand in the original acre of nursery; I shall therefore suppose that the cultivator has this year, either enriched and prepared a part of the twenty acres in order to enlarge the nursury, or has procured a sufficient quantity of suitable ground elsewhere, in which case the yet unoccupied portion of the twenty acres may be considered an equivalent, and the rent therefore need not come into the account.

The sixth year will commence by transplanting the 47,000 trees two years old this sprtng, which with those transplanted before, will make 55,200, leaving space in the twenty acres for 8,800 more. There will then be for this year's feeding 200 trees of five years, 1,000 of four years 7000 of three years, and 47,000 of two years' old. These will produce at least 60,000 pounds of leaves, which, with what may be gathered from 223,000 of one year old will amount to 100,000 pounds, which will feed at a reduced calculation 2,500,000 worms, which number will make 1011 pounds of silk, worth $5205.

Estimate for this year.

| | |
|---|---|
| Rent, | $42 50 |
| Transplanting 47,000 trees, | 235 |
| Feeding and care of 2,500,000 worms, | 300 |
| Reeling 1011 pounds of silk, | 520 50 |
| Interest of cocoonery supposed to have been built last year, | 210 |
| | $1308 |
| 1011 pounds of silk at $5 per pound, | 5205 |
| Nett gain sixth year, | $3897 |

SEVENTH YEAR.

At the season of commencing this spring, the silk made the year before will have been sold, and after paying all the expenses of the season will have left a nett gain of above $3000 ; and as there will be 317,000 trees of two years old, if one half of them are sold at two cents each, (the purchaser being at the expense of removing them,) which would now readily command six or eight times that price, they will amount to $3,170. By these means, there will be sufficient funds on hand to pay for the twenty acres of land, which at $30 per acre will amount to $600, and $3000 for a cocoonery, which I shall suppose to have been built on credit the year before, together with $210 interests; still leaving a balance of perhaps over $2000. I shall also suppose that in the course of the fifth season the cultivator has made a purchase of two hundred acres of land, which if the business has been well conducted thus far can easily be done on a credit, to pay by instalments of $1000 each, beginning after two years, and which at $30 per acre, will require six instalments. If this is done he will now be able from the remaining avails of last season to pay the first instalment with the interest due.

There is nothing visionary in this calculation. There is not an item in it which has not been far outdone in practice, and nothing in it but what any practiced grower of silk knows can be realized. Should the hints and outlines I have given, prove the means of redeeming one deserving family from the cold embraces of cheerless poverty, I shall feel amply rewarded."

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No 2.

An extract from page 40, of Cobb's Manual, prepared under the authority of the State of Massachusetts.

COST OF RAISING SILK WORMS, BY MR. D'HOMERGUE.

"Four ounces of eggs, each ounce containing about 35,000 eggs, making in all, 140,000 eggs.

If the mulberry trees are on the farm where the eggs are raised, two women are sufficient to gather the leaves, until the fourth moulting. The worms should be fed three times a day, and cleaned once after each moulting.

In the last ten days additional help is necessary, as the worms require more frequent cleaning, in consequence of the greater

quantity of leaves which they consume; and to prevent fermentation, and consequent sickness, more attention is required at this time.

Mr. Du Ponceau has raised seven ounces of eggs with only the labor of two persons, and these not employed the whole of each day, except on the last ten days, and some occasional help who were employed to bring leaves from the country, two miles distant. In the three first weeks, one person could have done the whole business, except gathering and bringing the leaves.—This was done in the city of Philadelphia.

The following is the calculation of Mr. D'Homergue.

An acre contains 45,537 square feet. 1500 mulberry trees, six years old, will produce each 30 lbs. of leaves, which makes 45,000 lbs. An acre will contain 1500 mulberry trees, planted at the distance of twelve square feet from each other. This is in case it is wished to grow corn or wheat in the intervals between the trees. But if the ground is to be devoted to mulberry trees alone, 3000 trees may be planted on an acre at six square feet distance, and these at six years old will prodce 90,000 lbs. of leaves. Selling the leaves at half a cent per pound, the purchaser gathering them, or at one cent per pound delivered to the purchaser, would produce in the first case $450 in the latter $900.

According to the calculation of Dandolo, which appears exagerated, 90,000 pounds of leaves, at twenty one pounds of leaves for one pound of cocoons, which produce at least 3,700 lbs. of cocoons which, at twenty five cents per pound, (the moth not being stifled,) would produce $925. After killing the Chryslids, the cocoons will produce a higher price, say thirty, forty, or perhaps fifty cents per pound, according to the quality and the abundance, or scarcity of the articles and the profit will be proportionate.

The said 3700 pounds of cocoons, being good and well reeled will produce at eight pounds of cocoons for one pound of silk, 420 pounds of the raw article, which at $3 per pound the price China silk sells for in our seaports, will amount to $1260; and if perfectly well reeled and suited to the European market may produce $2520, at the rate of $6 per pound."

---

No. 3,

An extract from Mr. Pedder's report to "The Beet Sugar Society of Pennsylvania."

*Cost of establishing a Sugar House.*

| | |
|---|---|
| Horse wheel, rasp and requisite machinery, | $500 |
| 2 Presses, pumps, &c. complete, | 800 |
| 2 Defficating pans, 4 feet 1 inches long, 3 feet 5 inches wide, 16½ inches deep, | 800 |
| 2 Concentrating pans, 4 feet 7 inches diameter, 16 inches deep. | 150 |
| Which, with necessary utensils, *altogether*, amount to | $5000 |

Which was read, and on motion of Mr. Alexander, ordered that 500 copies of the same be printed.

Mr. Molleson from the same committee further reported a bill entitled "An act for the encouragement of the manufacture of Beet Sugar;"

And an act entitled "An act for the encouragement of the culture of silk;"

Which bills were read, ordered a second reading; and the first one named ordered to be printed.

The engrossed bill entitled "A supplement to an act authorising trustees to sell and convey certain real estate late of Wm. Biles, deceased,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled "An act for the more easy recovery of debts in certain cases,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

The bill from Council entitled "An act to enable Samuel Davis and Magdalen his wife, of the county of Essex, to convey certain lands therein described and to confirm deeds of conveyance therein mentioned,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Molleson, |
| | Bleecker, | | Sannier, |
| | Dickerson, | | Tuttle, |
| | Duryee, | | Talmage,—8. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Hall, |
| | Brown, | | Hull, |
| | Blane, | | Hunt, |
| | Burtis, | | Jobs, |
| | Budd, | | Johnes, |
| | Chetwood, | | Linn, |
| | Conover, | | Larason, |
| | Cooper, | | Lalor, |
| | Caldwell, | | Ladow, |
| | Corsen, | | Ogden, |
| | Doremus, | | Pierson, |
| | Dellicker, | | Pettit, |
| | Davis, | | Riggs, |
| | Edgar, | | Richards, |
| | Flatt, | | Strader, |
| | Flummerfelt, | | Springer, |
| | Fenimore, | | Wade, |
| | Gifford, | | Young,—37. |
| | Haight, (Sp.) | | |

Ordered, That the Clerk carry said bill to Council and inform Council that the House of Assembly have disagreed to the same.

On motion of Mr. Tuttle,

Ordered, That the applicants for said bill have leave to withdraw their papers from the files of the House.

The re-engrossed bill entitled "An act to autherise Limitod Partnerships,"

Was taken up, read and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hunt, |
| | Bleecker, | | Jobs, |
| | Bray, | | Johnes, |
| | Brown, | | Linn. |
| | Burtis, | | Larason, |
| | Chetwood, | | Ladow, |
| | Conover, | | Molleson, |
| | Cooper, | | Ogden, |
| | Corsen, | | Pierson, |
| | Doremus. | | Riggs, |
| | Dellicker, | | Richards, |
| | Dickerson, | | Springer, |
| | Duryee, | | Seely, |
| | Edgar, | | Tuttle, |
| | Fenimore, | | Talmage, |
| | Fries, | | Wade, |
| | Hull, | | Wilis, |
| | Haight, (Sp.) | | Young,—36. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Messrs. | Flummerfelt, |
| | Budd, | | Gifford. |
| | Caldwell, | | Pettit,—7. |
| | Davis, | | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill and have ordered the same to be re-engrossed.

The engrossed bill entitled "A further supplement to an act entitled an act for suppressing vice immorality,"

Was taken up, read and compared,

And on the question shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assemby have passed said bill and request their concurrence.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed the bill from the House of Assembly entitled "An act supplementary to the act

entitled an act to incorporate the Belvidere Delaware rail road company" without amendment.

Council have disagreed to the bill from the House of Assembly entitled "An act to incorporate the People's Bank at Bridgeton." and herewith return the same.

Mr. Ogden moved that the House do now adjourn; which was not agreed to.

Mr. Doremus called up the bill from Council entitled "An act to establish and regulate Pilots for the ports of Jersey City, Newark and Perth Amboy, by the way of Sandy Hook;" and the same having been progressed in;

On motion of Mr. Chetwood,

Ordered, that the further consideration of the same be postponed.

The House adjourned to this afternoon at three o'clock.

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At three o'clock the House met.

Mr. Jobs presented a petition from the heirs of Jerusha Updyke, praying the passage of a law appointing trustees to sell certain real estate;

Which was referred to Messrs. Jobs, Bray and Corsen.

Mr. Alexander presented a petition from sundry inhabitants of Middlesex praying the passage of a law submitting the question of the location of the Court House of that county to the voters thereof; and

Mr. Molleson presented a remonstrance from the inhabitants of Middlesex against the same;

Which were referred to the committee upon that subject.

Mr. Alexander presented a petition from the stockholders and others of the Bank of New Brunswick, praying that that institution may be permitted to resume its operations;

Which was ordered to lie upon the table.

Mr. Alexander presented a petition from sundry citizens of Newark praying that the possession of the old burial ground may be vested in the board of freeholders of that place;

Which was referred to the committee upon that subject.

Mr. Alexander from the committee upon that subject reported a bill entitled "An act to enable the owners and possessors of lands adjoining Devil's Brook in the township of South Amboy, in the county of Middlesex, to drain the same and to straigh-

ten the channel of said Brook within the limits therein mentioned ;

Which was read and ordered a second reading.

Mr. Alexander from the committee upon that subject reported a bill entitled " An act directing the mode of determining the seat of justice of the county of Middlesex ;"

Which was read, ordered a second reading and to be printed.

Mr. Alexander from the committee upon that subject reported as follows :

The committee to whom was referred the petition of William M'Ilroy, Jr. beg leave respectfully to report :

Your committee would in the first place, protest against some circumstances connected with the selection of the committee, against the violation of that parliamentary usage which declares that the person presenting a petition shall be at the head of the committee, to which such petition shall be referred ; for, says the most approved standard on the subject : " If a petition is presented upon a subject matter, where no committee has been appointed, as Mr. Valentine from the county of Warren desires to present a petition," &c. " The person who presents the petition is *always* first named, and by matter of courtesy is considered chairman of the committee ;" Sitgreave's Manual, page 205; But, as it was decided by a solemn vote of the House that the subject should be referred in the manner in which it has been, your committee cheerfully entered upon the discharge of the duty assigned them ; and your committee cannot deny but that the law, as it now is, falls unequally upon the single and married man, is more oppressive to the former, and whether unjustly so, is to form the subject of the present inquiry. The law which lays this unequal tax stands as an anamoly in modern legislation. A harder task could scarcely be assigned than to support it by any valid reasons. It continues in the mingled posture of frivolity and opprobrium, to blemish the dignity of our system, and the only wonder is that it should not long since have been recinded, without the formality of memorial or petition. That the tribe of bachelors labor under many imputations is unfortunately true ; but your committee are yet to learn that grave legislation is to be made the implement for perpetuating popular prejudice. The raillery which might grace a convivial board, becomes grotesque and incongruous, when it obtrudes itself into the sanctuary of justice ; and it is a lamentable prostitution of the power committed to us by the good people of this land, when we use so serious a function as that of taxation, to be the mere oppression of common banter.

But it is said by making taxation bear unequally upon the bachelor, matrimony will be encouraged. Your committee will be the last to deny the excellence of this divine institution; but your committee here take a two fold basis for their position of attack. The provision is even in this respect needless and ineffectual; and first it is needless. Whatever things may call for government encouragement, matrimony is not among them. Witness the records which grace our daily journals, and the festivities in which not a few of our number have not long since participated.

If there is any principle in political economy, which is undeniably illustrated by the present condition of the world, it is that while the human race increases in a geometrical ratio, the means for their subsistence accumulate in a proportion only arithmetical. In other words mouths multiply at a vastly more rapid rate than the materials wherewith to fill them. Hence the teeming pauperism of England, Ireland and Germany.

Among the labors of that eminent political economist and spinster, Miss Harriet Martineau, not a few have been directed to this precise point, namely, the enforcement of a moral check upon human propogation. The physical check is the limit of non-subsistence, famine, pauperism, misery, starvation: and while the economists of the old world are pressing the moral check, and enjoying abstinence from temptations to human increase, we forsooth, are lying a countercheck upon the necks of the very patriots who are with a self-denial more than monastic, more than vestal, giving the most palpable example of the moral check. To say the sober truth, matrimony is so far from craving legislative countenance, that people marry abundantly to fast, and cases might be mentioned, in which more than one distressed person who groans under this burdensome tax, has beheld scores of his juniors plunging into the hymenial gulph before him. The land is overrun with married men, who in the hardness of their hearts, seem totally to have forgotten the fact that they were all once bachelors. The tax is therefore needless.

But, in the second place, it is ineffectual.

Assuming the object to be the encouragement of marriage, it fails to accomplish that object. Is there within the knowledge of this honorable body a solitary instance in which any one has been urged out of the slough of celibacy by the lash of this tax; or what married representative is prepared to stand forth and avow that the two dollar tax was the *silver spur* which stimula-

led him to take the irretrievable step. It is an unsound and dangerous principle in legislation to inflict indignity and penalty of such an amount as simply to distress without amending.—Better far would it be to authorise a commission of celibacy with power to judge of the individual cases and to settle the issue of such as are incurably single. When the principles of republican government shall have been fully developed, legislation will take new ground on this very subject. It is familiarly said in general that we legislate too much—it may as justly be said in particular that *we tax too much.* Taxation is a simple means to a simple end. It is the raising of monies for the support of government, and the protection and welfare of the people. But the system complained of makes it a mere rod, a punitive instrument brandished over the heads of a devoted class. The single men of this commonwealth are unwilling to rest under the standing imputation which this system involves. If odious discrimination is to be instituted among fellow citizens it is but fair that those should pay most for the support of government who give occasion to most of its cares. Now your committee are willing to join issue on this point and to have it inquired: From which of the two classes do the greatest difficulties of legislation proceed? It is not necessary to go further than this Honorable House and the business of this session.

It is common to adjourn upon Friday evening for reasons best known to those who are in the secret; it is equally common to find the utmost difficulty in forming a quorum on the succeeding Monday. Who are the absent persons? your committee would in all humility inquire. The Benedicts, whose miseries have been made the prey of legislative railery—the widowers, whose grey hairs have been exposed to the sneer of the tax-gatherer, or the worshipful encouragers of matrimony?

But again—Your committee have been vexed beyond all power of endurance, to the injury of conscience and the decay of the risible muscles, with demands for *divorces*, with the specifications of the secrets of the married life; such as filled all the single men of this House with confusion and dismay. Pray, have these difficulties proceeded from bachelors? Furthermore, no subject has claimed our attention from which there has been such a nervous shrinking as the consideration of our orphans' court system—although ably and learnedly prepared. The Honorable House has scrcely ventured to entertain it, although they admit that widows and orphans throughout the state are suffering for the want of a better system. Again, therefore, your committee would humbly ask, are these the widows and orphans of bachelors? One-fifth of the time of the legislature is

occupied in considering applications and passing bills authorising the sale of the real estate of some deceased intestate in order to do justice to his heirs; are these the heirs of bachelors? From which side of the house do these difficulties take their rise?

In consideration of such facts, your committee may state it as a grave question, whether an additional tax upon married men might not have a salutary effect. In every country, in all ages, the great transactions both of war and peace, have depended very much upon that class whom we attempt to stigmatize. Therefore it is that my Lord Bacon in his essays says:

"*Certainly the best works and of greatest merit for the public, have proceeded from the unmarried or childless men: which both in affection and means, have married and endowed the public;*" "*unmarried men are best friends, best masters, best servants*"—2d Bacon's works, page 269. Leaving little to be said of married men, except perhaps they are the best *husbands.*

The humanity of modern legislation should have so far prevailed, as to save us from the enormity of laying burdens on the unfortunate. It might be remembered in palliation of the misdemeanor, that all are not guilty of celibacy, "of malice prepense;" that many are living in the use of the means; and it is surely a refinement in cruelty, to punish in any way the misfortune of him who has been deprived by death of the partner of his sorrows and his joys. Among all the sumptuary provisions of the ancients, or the blue laws of New England, there is not one more absurd than that which disgraces our present system. And your committee would suggest the inquiry, whether in this period of innovation, it is not dangerous to establish a precedent, which makes taxation the scourge by which the freemen of this country are to be regulated, in their social relations.

If in the premises there should be ought that savours of levity your committee find their apology in the egregious frivolity of the law, and conclude in their sobriety of truth by declaring their belief, that a provision so puerile and discreditable, ought forthwith to be expunged.

All of which is respectfully submitted.

WILLIAM C. ALEXANDER, *Chairman.*
JOSEPH LINN,
J. R. RIGGS,
WILLIAM DELLICKER,
PETER LADOW,
} *Committee.*

Which was read.

Mr. Doremus moved that 500 copies of the same be printed; which was not agreed to.

Mr. Chetwood moved there be printed three copies for each bachelor, and five copies for each widower in the House; which was agreed to.

Mr. Tuttle asked and obtained leave to introduce a bill entitled "An act to authorise the sale of certain real estate of Harmonus Speer, late of the township of Bloomfield in the county of Essex, deceased;"

Which was read and ordered a second reading.

Mr. Conover asked and obtsined leave to introduce a bill entitled "An act to incorporate the Monmouth Insurance Company;"

Which was read and ordered a second reading.

Mr. Doremus called up the bill entitled "An act to establish and regulate pilots for the ports of Jersey City, Newark and Perth Amboy by the way of Sandy Hook;"

Which was read through and agreed to.

Mr. Flatt moved that the further consideration of said bill be postponed; which was not agreed to.

Mr. Chetwood moved to amend the 12th section by striking out the word 'twelve' and inserting *six:* so as to read:

"That no more than *six* pilots shall be in partnership, or in any manner share the profits," &c.

Mr. Chetwood subsequently modified his motion by substituting the word *nine* in lieu of *six;* which was agreed to.

Mr. Doremus moved to dispense with the rules of the House in order to take the bill up upon a third reading:

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall the rules be dispensed with?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Corsen, |
| Bleecker, | Cooper, |
| Bray, | Doremus, |
| Brown, | Dellicker, |
| Blane, | Dickerson, |
| Burtis, | Duryee, |
| Budd, | Edgar, |
| Chetwood, | Flummerfelt, |
| Conover, | Fenimore, |

Messrs. Fries,
Gifford,
Hull,
Hall,
Haight, (Sp.)
Jobs,
Johnes,
Logan,
Larason,
Lalor,
Ladow,
Molleson,
Ogden,
Pierson,
Pettit,
Riggs,
Richards,
Strader.
Springer,
Seely,
Tuttle.
Talmage,
Wills,
Wade,
Young,—43.

NAYS.

Messrs. Caldwell.
Davis,
Flatt,
Hunt,
Linn,—5.

The said bill was then read a third time by its title,
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Blane,
Burtis,
Budd,
Chetwood,
Conover,
Cooper,
Caldwell,
Corsen,
Doremus,
Dellicker,
Dickerson,
Duryee,
Davis,
Edgar,
Flummerfelt,
Fenimore,
Fries,
Gifford,
Hull,
Haight, (Sp,)
Hunt,
Jobs,
Johnes,
Logan,
Larason,
Lalor,
Ladow,
Molleson,
Ogden,
Pierson,

| | |
|---|---|
| Messrs. Pettit, | Messrs. Tuttle, |
| Riggs, | Talmage, |
| Richards, | Wills, |
| Strader, | Wade, |
| Springer, | Young,—45. |
| Seely, | |

NAY.

Mr. Flatt,—1.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

Mr. Alexander called up the joint resolution relative to the appointment of of an assistant Secretary of Council, and an assistant Clerk of the House of Assembly: and,

On motion of Mr. Chetwood, the same was referred to a joint committee of both Houses. and Mr. Chetwood, Alexander and Seely appointed on the part of the House.

Mr. Alexander called up the bill entitled "An act to confirm the title to certain real estate in South Amboy;"

Which was read a second time, amended, and ordered to be engrossed for a third reading.

Mr. Tuttle called up the bill entitled "An act to authorise the sale of John Gardner's real estate," and the amendments made in Council to said bill having been agreed to, the same was ordered to be re-engrossed.

Mr. Molleson called up the bill entitled "An additional supplement to the act entitled an act, to alter and amend the charter of the city of New Brunswick,"

And while the same was under consideration:

Mr. Molleson moved to amend the tenth section of said bill by striking out the words 'three fifths of the freeholders,' and inserting the words *a majority of the legal voters*; so as to read:

"That this act shall not go into effect unless the assent of *a majority of the legal voters*," &c.

Which was agreed to.

On motion of Mr. Molleson the further consideration of said bill was postponed.

The House adjourned to to-morrow morning at ten o'clock.

WEDNESDAY, February 8, 1837.

At ten o'clock the House met.

A message from Council by Mr. Westcott their secretary, informed the House that Council have agreed to the amendments made by the House of Assembly to the bill from Council entitled "An act to erect parts of the counties of Essex and Bergen into a new county to be called the county, of Passaic; and the eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic," and have caused said bill to be re-engrossed.

Council have passed the bill from the House of Assembly entitled "An act to authorise a trustee therein named to sell certain real estate whereof Nathaniel Britton, late of the county of Monmouth, died seized," with sundry amendments;

To which amendments the assent of the House of Assembly is requested.

Council have appointed Messrs. Parsons and Arrowsmith members of the joint-committee on their part on the resolution relating to assistants of the Secretary of Council and Clerk of Assembly.

The amendments made in Council to the bill from the House of Assembly entitled "An act to authorise a trustee therein named to sell certain real estate whereof Nathaniel Britton, late of the county of Monmouth, died seized,"

Were read and agreed to, and the said bill ordered to be re-engrossed.

Mr. Alexander presented a petition from sundry inhabitants of Middlesex, praying the passage of a law to submit the question of the location of the Court House of that county to the voters thereof;

Which was ordered to lie upon the table.

Mr. Molleson presented a remonstrance against the passage of the law prayed for above;

Which was ordered to lie upon the table.

Mr. Molleson presented a petition from sundry citizens of the State, relating to the subject of African Colonization;

Which was referred to the committee upon that subject and ordered to be printed.

Mr. Caldwell presented a petition and remonstrance from sundry citizens of Gloucester, relating to the improvement of the navigation of Mantua Creek, in the county of Gloucester;

Which were ordered to lie upon the table.

Mr. Seely from the committee upon that subject reported a bill entitled "An act to repeal the twelfth and fourteenth sections of an act entitled an act to incorporate medical societies

for the purpose of regulating the practice of Physic and Surgery in this state, passed the twenty eighth day of January one thousand eight hundred and thirty;"

Which was read, ordered a second reading and to be printed.

Mr. Tuttle asked and obtained leave to introduce a bill entitled "A supplement to the act entitled an act to incorporate the city of Newark;"

Which was read, ordered a second reading and to be printed.

Mr. Caldwell from the committee upon that subject, reported a bill entitled, "An act to improve the navigation of Great Mantua Creek, in the county of Gloucester;"

Which was read and ordered a second reading.

The re-engrossed bill entitled "An act to authorise the sale of John Gardner's real estate;"

Was read and compared,

And on the question shall this re-engrossed bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill bill, and have caused the same to be re-engrossed.

The engrossed bill entitled "An act to confirm the title to certain real estate, late of Noah Forman, deceased, in the township of South Amboy;

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign said bill, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Molleson called up the bill entitled "An act to incorporate the Bank of Washington, South River, in Middlesex county," and the amendment offerred by Mr. Tuttle to the thirteenth section having been withdrawn, the said section was agreed to and the bill ordered to be engrossed.

Mr. Alexander called up the bill entitled "An act respecting the Supreme and Circuit Courts, and for other purposes,"

And while the same was under consideration,

Mr. Flatt moved to strike out the following:

Sec. 9. And be it enacted, That so much of the several supplements of the act entitled "An act constituting courts for the trial of small causes," as authorises appeals from judgments rendered in courts for the trial of small causes upon the verdict of a jury: and to so much of the said supplements as prohibits judgments rendered in said courts, from which an appeal is given to

the court of Common Pleas, from being removed by a certiorari, be and the same is hereby repealed;

Which was agreed to.

The said bill was then further amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Molleson called up the bill entitled "An act concerning the Ordinary and Prerogative court,"

And while the same was under consideration,

Mr. Chetwood moved to amend the second section by striking out all such parts of the same, as make it obligatory upon persons receiving letters of administration or guardianship, to enter into recognizance before entering upon the duties enjoined by the same;

Which was agreed to.

The said bill was then read a second time and agreed to: and pending the question of engrossing,

Mr. Molleson moved a call of the House, which was ordered: and upon calling the roll, the following members were found to be present;

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight, (Sp.) |
| Bleecker, | Hunt, |
| Bray, | Jobs, |
| Brown, | Johnes, |
| Blane, | Linn, |
| Burtis, | Logan, |
| Budd, | Larason, |
| Chetwood, | Lalor, |
| Conover, | Ladow. |
| Cooper, | Molleson, |
| Caldwell, | Ogden, |
| Corsen, | Pettit, |
| Doremus, | Richards, |
| Dellicker, | Saunier, |
| Dickerson, | Strader, |
| Duryee, | Springer, |
| Davis, | Seely, |
| Edgar, | Tuttle, |
| Flatt, | Talmage, |
| Flummerfelt, | Wade, |
| Fenimore, | Wills, |
| Fries, | Young,—45. |
| Gifford, | |

On motion of Mr. Chetwood,

Ordered, That the Seargent-at-arms be directed to bring in the absent members.

The question then recurring upon ordering the said bill to be engrossed:

The yeas and nays were called for and ordered:

And on the question, shall this bill be engrossed?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Molleson, |
| | Bleecker, | | Ogden, |
| | Chetwood, | | Pierson, |
| | Cooper, | | Riggs, |
| | Caldwell, | | Richards, |
| | Corsen, | | Saunier, |
| | Doremus, | | Springer, |
| | Duryee, | | Seely, |
| | Flatt, | | Tuttle, |
| | Jobs, | | Talmage,—21. |
| | Johnes, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Hull, |
| | Brown, | | Haight, (Sp.) |
| | Blane, | | Hunt, |
| | Burtis, | | Linn. |
| | Budd, | | Logan, |
| | Conover, | | Larason, |
| | Dellicker, | | Lalor, |
| | Dickerson, | | Ladow, |
| | Davis, | | Pettit, |
| | Edgar, | | Strader, |
| | Flummerfelt, | | Wade, |
| | Fenimore, | | Wills, |
| | Fries, | | Young,—27. |
| | Gifford, | | |

On motion of Mr. Molleson, Ordered, That said bill lie upon the table.

Mr. Tuttle moved that the remaining bills relating to the Orphans' Court System, be not called by the Clerk in calling the list of bills except upon special motion of a member.

Mr. Wade called up the bill entitled "An act to convert the

old State Prison into an arsenal for the safe keeping of the public arms, munitions and camp equippages of this state;"

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Bleecker called up the bill entitled "An act further supplementary to an act entitled an act constituting courts for the trial of small causes," passed the twelfth day of February, one thousand eight hundred and eighteen,"

And while the same was under consideration,

Mr. Chetwood moved to amend the first section, by striking out the following words;

"Suit founded on simple contract, for the payment of monies only, where the debt, balance, or other matter in dispute, shall not exceed, exclusive of costs, the sum or value of two hundred dollars,"

And in lieu thereof to insert the following:

"Action, personal, real and mixed;"

So that it shall read;

"That every action, personal, real and mixed, shall be and hereby are made cognizable before any justice of the peace," &c.

And while the same was under consideration,

Mr. Chetwood withdrew the same, and moved that the first section of said bill be stricken out,

And while the same was under consideration,

Mr. Flummerfelt moved that the further consideration of the same be postponed.

The Chair, (Mr. Seely,) upon putting the question, decided that it was not agreed to.

Mr. Flummerfelt called for a division of the house; which call the Chair decided to be out of order.

Mr. Flatt moved that the House do now adjourn;

Which motion the Chair decided could not be entertained.

The Chair now again put the question upon the motion of Mr. Flummerfelt to postpone the said bill, and before announcing the decision of the House,

Mr. Molleson appealed from the decision involved in the practice of the Chair upon the question of order;

And while the same was under consideration,

Mr. Alexander moved that the House do now adjourn;

Which was agreed to.

Mr. Molleson then moved that Elias P. Seely, Esq. be appointed speaker of the House, pro tempore;

And before the question was taken,

Mr. Alexander moved that the Sergeant-at-arms be directed to wait upon the Speaker and respectfully request his attendance in his place; and before the question was taken,

The Chair decided that the House stood adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Saunier presented a petition from sundry inhabitants of Bergen, praying the incorporation of the Weehawkin Turnpike company;

Which was referred to Messrs. Saunier, Davis and Pierson.

Mr. Edgar presented a petition from certain citizens of Woodbridge and Amboy, praying a law to authorise the construction of a railroad from Rahway to Perth Amboy;

Which was referred to Messrs. Edgar, Lalor and Flatt.

Mr. Alexander presented a petition from sundry citizens of Middlesex, praying the passage of a law to submit the question of the location of the Court House to the voters of that county.

Mr. Molleson presented a remonstrance against the same;

Which were ordered to lie on the table.

Mr. Burtis presented a petition from the heirs of Benjamin Van Scoick, deceased, praying the passage of a law to appoint a trustee to sell certain real estate; which was referred to Mess. Burtis, Hall and Hull.

Mr. Saunier presented a petition from Thomas Watkins and Rachael Sandford; which was read and referred to Messrs. Saunier, Pettit and Ogden.

Mr. Riggs from the committee upon that subject, reported a bill entitled "An act to sell certain real estate of Thomas Logan, late of the county of Morris, deceased;"

Which was read and ordered a second reading.

Mr. Saunier from the committee upon that subject, reported a bill entitled "An act to incorporate the city of Jersey;"

Which was read and ordered a second reading.

The bill entitled "An act further supplementary to an act entitled an act constituting courts for the trial of small causes, passed the twelfth day of February, one thousand eight hundred and eighteen," being the unfinished business of the morning, was taken up.

Upon the inquiry of Mr. Alexander,

The Chair decided that it was out of order to call for the yeas and nays after the decision of the House upon a question submitted had been announced by the Chair.

Upon the inquiry of Mr. Strader,

The Chair made a like decision in a case where a division might be called for under like circumstances.

The question then recurring upon the motion made by Mr. Chetwood, to strike out the first section of said bill;

The yeas and nays were called for and ordered;

And upon the question, shall this motion be agreed to?

It was determined in the negative as follows;

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Johnes, |
| | Brown, | | Linn, |
| | Cooper, | | Molleson, |
| | Caldwell, | | Pierson, |
| | Doremus, | | Springer, |
| | Duryee, | | Seely, |
| | Flatt, | | Tuttle, |
| | Fries, | | Talmage, |
| | Haight, (Sp.) | | Wade,—19. |
| | Jobs, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Hall, |
| | Bray, | | Hunt, |
| | Blane, | | Logan, |
| | Burtis, | | Larason, |
| | Budd, | | Lalor, |
| | Conover, | | Ladow, |
| | Corsen, | | Ogden, |
| | Dellicker, | | Pettit, |
| | Dickerson, | | Riggs, |
| | Davis, | | Richards, |
| | Edgar, | | Saunier, |
| | Flummerfelt, | | Strader, |
| | Gifford, | | Wills,—27. |
| | Hull, | | |

The said bill was then read through by sections, and agreed to,

And on the question of ordering the same to be engrossed,

The yeas and nays were called for and ordered;

And on the question, shall this bill be engrossed for a third reading?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hull, |
| Bray, | Hall. |
| Blane, | Hunt, |
| Burtis, | Larason, |
| Budd, | Lalor, |
| Conover, | Ladow, |
| Corsen, | Pettit, |
| Dellicker, | Saunier, |
| Davis, | Strader, |
| Edgar, | Wills,—21. |
| Gifford, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Brown, | Linn, |
| Cooper, | Logan, |
| Caldwell, | Molleson, |
| Doremus, | Ogden, |
| Dickerson, | Pierson, |
| Duryee, | Riggs. |
| Flatt, | Richards, |
| Flummerfelt, | Springer, |
| Fenimore, | Seely, |
| Fries, | Tuttle, |
| Haight, (Sp.) | Talmage, |
| Jobs, | Wade,—26. |

On motion of Mr. Bleecker,

Ordered, That said bill lie upon the table.

Mr. Doremus called up the bill entitled "An act to incorporate the Hudson river Bank,"

And while the same was under consideration,

Mr. Bleecker moved to amend the first section of said bill by striking out the words "bills of exchange," so that it shall read:

"Provided, That the said corporation shall in no case be owners of any ships or vessels, or directly deal or trade in any thing except promissory notes, gold and silver bullion," &c.

Which was not agreed to.

The said bill was further amended, agreed to,

And upon the question of ordering the same the same to be

engrossed, the yeas and nays were called for and ordered:

And upon the question, shall this bill be engrossed for a third reading?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Haight, (Sp.) |
| Conover, | Linn, |
| Cooper, | Larason, |
| Caldwell, | Molleson, |
| Corsen, | Ogden, |
| Doremus, | Pierson, |
| Duryee, | Riggs, |
| Davis, | Saunier, |
| Flatt, | Seely, |
| Flummerfelt, | Tuttle, |
| Fenimore, | Wade, |
| Fries, | Wills, |
| Gifford, | Young,—26. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt, |
| Bleecker, | Jobs, |
| Bray, | Johnes, |
| Brown, | Lalor, |
| Blane, | Ladow, |
| Burtis, | Pettit, |
| Dellicker, | Richards, |
| Dickerson, | Strader, |
| Edgar, | Springer, |
| Hull, | Talmage,—21. |
| Hall, | |

A message from Council by Mr. Westcott their secretary informed the House that Council have agreed to the amendments made by the House of Assembly to the bill from Council entitled "An act to establish and regulate pilots for the ports of Jersey City, Newark and Perth Amboy by the way of Sandy Hook," and have caused said bill to be re-engrossed.

Council have passed the joint-resolutions from the House of Assembly disposing of the public printing, with sundry amend-

ments; to which amendments the assent of the House of Assembly is requested.

Council have passed the following bills, viz:

"An act to incorporate the Allowaystown Beneficial Society of the county of Salem;" and

"An act to authorise Ann Collard, guardian of Abraham Collard, a minor, to convey certain real estate in the township of Bergen;"

To which bills the assent of the House of Assembly is requested.

The amendments made in Council to the joint-resolution from the House of Assembly were taken up, and the first amendment read as follows:

In the resolution of disposing of the printing of the journal of Council, and the votes and proceedings of the joint-meetings, strike out the words "Samuel P. Hull of Morristown," and insert *Messrs. Tuttle, Harrison and company, of Newark*;

Mr. Jobs moved that the amendment be disagreed to, and called for the yeas and nays which were ordered;

Upon the question shall this amendment be disagreed to?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Gifford, |
| | Bleecker, | | Hull, |
| | Bray, | | Hall, |
| | Brown, | | Haight, (Sp.) |
| | Burtis, | | Jobs, |
| | Budd, | | Johnes, |
| | Conover, | | Linn, |
| | Doremus, | | Lalor, |
| | Dellicker, | | Pettit, |
| | Dickerson, | | Riggs, |
| | Davis, | | Strader, |
| | Edgar, | | Wills, |
| | Flummerfelt, | | Young.—27. |
| | Fenimore, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Messrs. | Duryee, |
| | Cooper, | | Flatt, |
| | Caldwell, | | Fries, |
| | Corsen, | | Hunt, |

| | |
|---|---|
| Messrs. Larason, | Messrs. Saunier, |
| Ladow, | Seely, |
| Molleson, | Tuttle, |
| Ogden, | Talmage, |
| Pierson, | Wade,—19. |
| Richards, | |

In the resolution disposing of the printing of the public laws of this session: strike out the words "Joseph Justice," and insert *William Boswell*:

Mr. Blane moved that the amendment be agreed to:

Upon which motion the yeas and nays were called for and ordered;

And upon the question shall this amendment be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Richards, |
| Duryee, | Saunier, |
| Flatt, | Springer, |
| Fries, | Seely, |
| Hunt, | Tuttle, |
| Ladow, | Talmage, |
| Molleson, | Wade,—20. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Hull, |
| Bray, | Hall, |
| Brown, | Haight, (Sp.) |
| Burtis, | Jobs, |
| Budd, | Johnes, |
| Conover, | Linn, |
| Doremus, | Logan, |
| Dellicker, | Larason, |
| Dickerson, | Lalor, |
| Davis, | Riggs, |
| Edgar, | Strader, |
| Flummerfelt, | Wills, |
| Fenimore, | Young,—28. |

The bill from Council entitled "An act to authorise Ann Collard, guardian of Abraham Collard, a minor, to convey certain real estate in the township of Bergen;"

Was read and referred to Messrs. Saunier, Duryee and Flummerfelt.

The bill from Council entitled "An act to incorporate the Allowaystown Beneficial Society, of the county of Salem;"

Was read and referred to Messrs. Fries, Gifford and Caldwell.

Mr. Springer called up the bill entitled "An act for the relief of the owners of meadow in the fishing Island Bank company,"

And while the same was under consideration,

Mr. Alexander moved to amend the first section of said bill by annexing thereto the following:

"Provided, The said company shall not take or use, any lands for said water course, without the consent of the owner, or owners."

Mr. Molleson moved to amend the amendment by adding thereto the following:

"Except as is hereinafter provided,"

Which was agreed to.

The question then recurring upon the amendment, the same was agreed to; and the said bill having been further amended and agreed to,

On motion of Mr. Hunt, the further consideration of the same was ordered to be postponed.

Mr. Tuttle called up the bill entitled "An act to authorise the sale of the real estate of Harmonus Spear, late of the township of Bloomsfield in the county of Essex, deceased," and the same having been read a second time by sections, amended and agreed to,

Mr. Flatt moved that the further consideration of the same be postponed;

Which was not agreed to.

The said bill was then ordered to be engrossed.

Upon a question of order raised by Mr. Alexander,

The Chair decided that it was out of order for any member of the House, to address the Chair from any part of the House other than that which custom has allotted to such member, and is usually occupied by him as his seat.

From which decision of the Chair, Mr. Alexander appealed to the House; Upon the question of the appeal, the yeas and nays were called for and ordered;

And on the question shall the decision of the Chair be sustained?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Hall, |
| | Bray, | | Hunt, |
| | Brown, | | Jobs. |
| | Blane, | | Johnes, |
| | Burtis, | | Logan, |
| | Budd, | | Larason, |
| | Conover, | | Lalor, |
| | Caldwell. | | Ladow, |
| | Corsen, | | Molleson, |
| | Doremus, | | Ogden, |
| | Dellicker, | | Pierson, |
| | Dickerson, | | Pettit, |
| | Duryee, | | Riggs, |
| | Davis, | | Richards, |
| | Edgar, | | Strader. |
| | Flatt, | | Springer, |
| | Flummerfelt, | | Seely, |
| | Fenimore, | | Tuttle. |
| | Fries, | | Talmage, |
| | Gifford, | | Wills, |
| | Hull, | | Young,—42. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Linn, |
| | Chetwood, | | Saunier,—5. |
| | Cooper, | | |

The House adjourned to to-morrow morning at ten o'clock.

---

Thursday, February 9, 1837.

At ten o'clock the House met.

Mr. Molleson presented a petition from sundry inhabitants of Middlesex praying the passage of a law to submit the question of the location of the Court House of that county, to the voters thereof:

Mr. Alexander presented a remonstrance against the passage of said petition ;

Which were ordered to lie upon the table.

Mr. Flummerfelt presented a petition from Jeremiah King, praying the passage of a law to authorise the sale of certain real estate ;

Which was referred to Messrs. Flummerfelt, Hull and Pettit.

Mr. Caldwell presented a petition from John Elkington, praying that the official conduct of Daniel C. Cozens, one of the justices of the Peace, in Gloucester county, may be investigated, and if deserving thereof, he may be impeached and dismissed from his office: Which was on motion of Mr. Caldwell, referred to a special committee, consisting of Messrs. Caldwell, Tuttle, Riggs, Fenimore and Alexander.

Mr. Edgar, from the committee upon that subject reported a bill entitled "An act to incorporate the Perth Amboy, Woodbridge and Rahway rail road and transportation company ;"

Which was read and ordered a second reading.

Mr. Dellicker from the committee upon that subject reported a bill entitled "An act to dissolve the marriage contract between Ann Larason and David W. Larason ;"

Which was read, ordered a second rerding, and the printing of the same dispensed with.

Mr. Doremus presented the report of John Engles, trustee appointed by the State, to take charge of the real estate, late of John G. Leake, deceased, as follows:

*To the Honorable the Legislature of the State of New Jersey:*

The Subscriber, a Trustee appointed by an act of the Legislative Council and General Assembly of the State of New Jersey, entitled "An act to protect certain real property of John G. Leake, deceased," passed February 21st, A. D. 1829, and the several supplements or acts in relation to the same—BEGS LEAVE TO REPORT, to the Honorable the Legislature, in obedience to the aforesaid acts, the following as his expenses of the said trust, in protecting the same; payment of taxes, and other reasonable charges; and also the amount of money, &c. in his hands unexpended since the rendering of his account to the Legislature of 1835–6: due the state on the balance of his account left by the Legislature, with the Attorney General for adjustment, &c., to be by him reported upon at the next session of the Legislature.

March 11th, 1836.

DR. *The Trustee chargeth himself.*

| | | | |
|---|---|---|---|
| 1836. | March 1st, | To a balance remaining in the said Trustee's hands, on the rendering of his last account, March 1st, 1836, | $161 55 |
| 1837. | Jan'y 11th, | To a judgment obtained against Martin O. Hanlin and others, for the sum of seventy-five dollars, (and appealed from,) | 75 00 |
| | | | $236 55 |

PER CONTRA. *He prays allowance for services rendered and monies expended, viz:*

| | | | |
|---|---|---|---|
| 1836. | March 6, | To 1 trip to Trenton, &c. | $3 56 |
| | | 7 day's stay, at $2 per day, | 14 00 |
| | 11, | To return from Trenton, | 3 63 |
| | | Board for seven days, | 7 25 |
| | 14, | For protecting the property (of J. G. L.) | 50 |
| | 17, | do do do | 1 50 |
| | 21, | do do do | 1 50 |
| | 30, | do do do | 1 50 |
| | April 9, | do do do | 1 50 |
| | 19, | do do do | 1 50 |
| | 30, | do do do | 1 50 |
| | May 5, | To cash paid F. Anderson, as per receipt, | 2 50 |
| | 25, | do David I. Christie, | 5 00 |
| | 26, 27 | and 28, three days attending the property of John G. Leake, dec'd, | 4 50 |
| | June 15, | To 2 days protecting the property of said deceased, | 3 00 |
| | | Cash paid R. E. Danah, esq. Counsel fee, | 10 00 |
| | 24, 25, | to 2 days protecting property, | 3 00 |
| | July 11, | One day do do | 1 50 |
| | 30, | do do do | 1 50 |
| | Aug. 4, | do do do | 1 50 |
| | 22, | do do do | 1 50 |
| | 31, | do do do | 1 50 |
| | Sept. 2, | do do do | 1 50 |
| | 16, | do do do | 1 50 |
| | 18, | do do do | 1 50 |
| | 25, | do do do | 1 50 |
| | 28, | do do do | 1 50 |
| | Oct. 1, | do do do | 1 50 |
| | 15, | do do do | 1 50 |
| | 20, | do do do | 1 50 |
| | 28, | do do do | 1 50 |
| | Nov. 4, | do do do | 1 50 |
| | 8, 9, | 10, three days do | 4 50 |
| | 14, | For cash paid A. O. Zabriskie, esq. as per receipt, | 5 00 |
| | 29, | To one day protecting property of J. G. Leake, deceased, | 1 50 |
| | Dec. 5, | do do do | 1 50 |
| | 7, | do do do | 1 50 |
| | 12, | do do do | 1 50 |
| | 17, | do do do | 1 50 |
| | 24, | do do do | 1 50 |
| | 25, | do do do | 1 50 |
| | 31, | Cash paid Moses Miller, as per receipt, | 75 |
| 1837. | Jan'y 2, | and 3, two days protecting property, | 3 00 |

| | DR. | | |
|---|---|---|---|
| 1837. Jan. 11, | | Amount brought forward, | $236 55 |

PER CONTRA. *He prays allowance for services rendered, and monies expended, viz:*

| | | | |
|---|---|---|---|
| 1837. Jan. 11, | To one day attending trial at Hackensack, against O. Hanlin and others, | 1 | 50 |
| | Paid D. D. Demarest, as per receipt, | 5 | 81 |
| | " Joseph Townsend, | 1 | 13 |
| | " Lorenzo Jaquins, Collector, tax for 1836, | 8 | 48 |
| | | $129 | 11 |
| Balance remaining in the hands of the said trustee, to be disposed of as the Legislature shall direct, (the appeal and judgment included,) | | 107 | 44 |
| | | $236 | 55 |

All of which is respectfully submitted.

JOHN ENGLE.

February 1, 1837.

The engrossed bill entitled "An act to authorise the sale of the real estate of Harmonus Speer, late of the township of Bloomfield, in the county of Essex, deceased,"

Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hall, |
| | Bleecker, | | Haight, (Sp.) |
| | Brown, | | Jobs, |
| | Burtis, | | Johnes, |
| | Budd, | | Logan, |
| | Chetwood, | | Ladow, |
| | Conover, | | Molleson, |
| | Cooper, | | Ogden, |
| | Doremus, | | Pierson, |
| | Dellicker, | | Pettit, |
| | Dickerson, | | Riggs, |
| | Duryee, | | Strader, |
| | Edgar, | | Springer, |
| | Flummerfelt, | | Seely, |
| | Fries, | | Tuttle, |
| | Hull, | | Talmage,—32. |

NAY.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Hunt, |
| | Blane, | | Linn, |
| | Caldwell, | | Larason, |
| | Corsen, | | Lalor, |
| | Davis, | | Richards, |
| | Flatt, | | Wills, |
| | Fenimore, | | Wade, |
| | Gifford, | | Young,—16. |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to convert the old State

Prison into an Arsenal for the safe keeping of the public arms munitions and camp equipage of this State,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass ?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight, (Sp.) |
| Bleecker, | Hall, |
| Bray, | Hunt, |
| Brown, | Jobs, |
| Blane, | Linn, |
| Burtis, | Logan, |
| Budd, | Larason, |
| Chetwood, | Ladow. |
| Conover, | Molleson, |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Doremus, | Riggs, |
| Dellicker, | Richards, |
| Dickerson, | Strader, |
| Duryee, | Springer, |
| Davis, | Seely, |
| Flatt, | Tuttle, |
| Flummerfelt, | Talmage, |
| Fenimore, | Wade, |
| Fries, | Wills, |
| Gifford, | Young,—45. |
| Hull, | |

NAYS.

Mr. Edgar, Mr. Johnes,—2.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assemby have passed said bill and request their concurrence.

Mr. Flummerfelt called up the bill entitled "An act to assist the inhabitants of the township of Pahaquary, in the county of Warren, and of the township of Walpack, in the county of Sus-

sex, to open and complete a certain highway in the said townships;"

And the same having been read through by sections, amended and agreed to,

Mr. Riggs called for the yeas and nays upon the question of engrossing, which were ordered;

And upon putting the question, shall this bill be engrossed?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fenimore, |
| Burtis, | Fries, |
| Budd, | Gifford, |
| Conover, | Hull, |
| Cooper. | Linn, |
| Caldwell, | Molleson, |
| Doremus, | Pierson, |
| Dellicker, | Strader, |
| Dickerson, | Seely, |
| Duryee, | Tuttle, |
| Davis, | Talmage, |
| Flatt, | Young,—25. |
| Flummerfelt, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Larason, |
| Bray, | Lalor, |
| Brown, | Ladow, |
| Blane, | Ogden, |
| Corsen, | Pettit, |
| Edgar, | Riggs, |
| Hall, | Richards, |
| Haight, (Sp.) | Springer, |
| Jobs, | Wade, |
| Johnes, | Wills,—21. |
| Logan, | |

Mr. Molleson called up the billed entitled "An act to relieve John Nevius, of the county of Middlesex;"

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Gifford moved to dispense with the rules of the House in order to take up the bill from Council entitled "An act to incorporate the Monmouth Purchase Company;"

Which motion was not agreed to.

Mr. Gifford called up the bill from Council entitled "An act to regulate and protect the fisheries in the north and south branches of Shrewsbury river, in the county of Monmouth," and while the same was under consideration,

Mr. Flatt moved to amend the first section by inserting the following words: *residing out of this state*, so that it shall read:

"That from and after the passage of this act, it shall not be lawful for any person or persons whatever *residing out of this state*, to fish by right, in either of the said branches," &c.

Which was not agreed to.

The question recurring upon agreeing to the first section of said bill, Mr. Hunt called for the yeas and nays, which were ordered:

And upon the question, shall this section be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fries, |
| Bray, | Gifford, |
| Brown, | Hall, |
| Burtis, | Haight, (Sp.) |
| Budd, | Jobs, |
| Conover, | Johnes, |
| Cooper, | Logan, |
| Caldwell, | Lalor, |
| Doremus, | Pettit, |
| Dellicker, | Strader, |
| Davis, | Springer, |
| Edgar, | Tuttle, |
| Flummerfelt, | Wills, |
| Fenimore, | Young,—28. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Flatt, |
| Blane, | Hunt, |
| Corsen, | Linn, |
| Dickerson, | Larason, |
| Duryee, | Ladow, |

| | |
|---|---|
| Messrs. Molleson, | Messrs. Seely, |
| Riggs, | Talmage, |
| Richards, | Wade,—16. |

On motion of Mr. Alexander, Mr. Chetwood was excused from voting upon the above question.

Mr. Gifford moved to amend the second section by striking out the word 'ten,' and inserting in lieu thereof the words *twenty-five:* so as to read:

"That all and every person who may or shall offend against the provisions of this act, shall forfeit and pay the sum of *twenty-five* dollars, for each and every offence," &c.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fries, |
| Brown, | Gifford. |
| Burtis, | Haight, (Sp.) |
| Budd, | Linn. |
| Chetwood, | Logan, |
| Conover, | Lalor, |
| Cooper, | Ladow, |
| Dellicker, | Pettit, |
| Davis, | Springer, |
| Flatt, | Wills, |
| Fenimore, | Young,—22. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Molleson, |
| Blane, | Ogden, |
| Corsen, | Pierson, |
| Doremus. | Riggs, |
| Dickerson, | Richards, |
| Duryee, | Saunier, |
| Edgar, | Strader, |
| Flummerfelt, | Seely, |
| Hall, | Tuttle, |
| Jobs, | Talmage, |
| Johnes, | Wade,—22. |

Mr. Budd moved to strike out the said word 'ten' and insert the word *fifteen*.

Mr. Alexander moved to insert the word *twenty*.

Mr. Flatt moved to insert the word *fifty*.

And the question being upon the highest sum,

The yeas and nays were called for and ordered;

And upon the question, shall this motion be agreed to?

It was determined in the negative as follows;

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Flatt, |
| | Burtis, | | Fries, |
| | Chetwood, | | Pettit, |
| | Conover, | | Springer, |
| | Caldwell, | | Strader,—10. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Jobs, |
| | Bray, | | Johnes, |
| | Blane, | | Linn, |
| | Brown, | | Logan, |
| | Budd, | | Larason, |
| | Cooper, | | Lalor, |
| | Corsen, | | Ladow, |
| | Doremus, | | Molleson, |
| | Dellicker, | | Ogden, |
| | Duryee, | | Pierson, |
| | Davis, | | Riggs, |
| | Edgar, | | Richards, |
| | Flummerfelt, | | Seely, |
| | Fenimore, | | Tuttle, |
| | Gifford, | | Talmage, |
| | Haight, (Sp.) | | Wade, |
| | Hunt, | | Wills, |
| | Hull, | | Young,—36. |

The question was then taken upon the sum of *twenty* dollars; when the same was agreed to.

The said bill was then read through and agreed to.

Mr. Hunt moved that the further consideration of the same be postponed;

Which was agreed to.

Mr. Fenimore called up the bill entitled "A further supplement to the act entitled an act securing to mechanics and others payment for their labor and materials in erecting any house, or other buildings, within the limits therein mentioned, passed March third, one thousand eight hundred and thirty five," and while the same was under consideration,

Mr. Chetwood moved to amend the same by striking out the word, 'the limits of the county of Burlington in,' after the word 'throughout,' so as to read:

"That the act to which this is a further supplement shall be taken and considered as a public act, and that the provisions thereof shall be in full force and effect throughout this state," &c.

Which was agreed to.

Mr. Springer called up the bill entitled "An act for the relief of the owners of meadow in the Fishing Island Bank Company," and moved to recommit the same;

Which was agreed to.

Mr. Riggs offered the following:

Resolved, That this House close its present session on the day of March.

On motion of Mr. Chetwood the same same was ordered to lie on the table.

M. Bray called up the bill entitled "An act to extend the charter of the Trenton Banking Company," and while the same was under consideration,

Mr. Molleson moved the following to be inserted as the third section of said bill:

"Sec. 3. And be it enacted, That the president and directors of the said corporation, shall in their individual capacities, and jointly and severally, be and continue liable to every creditor, for the payment of any bills, obligatory or of credit, note or notes, that they or any of them may issue and circulate; and upon demand of payment being made at the bank during the usual hours of business, and refusal thereof, an action may be brought against the president and directors of the said company, in their individual capacities, and jointly and severally; and it shall be lawful for the plaintiff, or plaintiffs, to declare thereon generally, for money had and received, with specification of the dates, sums, payees, and numbers of the said bills or notes so demanded, and payment whereof hath been neglected or refused; and upon judgment being rendered execution shall issue."

And upon the question of agreeing to the same,
The yeas and nays were called for and ordered:
And on the question, shall this motion be agreed to?
It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Johnes, |
| Blane, | Linn, |
| Burtis, | Logan, |
| Conover, | Larason, |
| Caldwell, | Ladow, |
| Corsen, | Molleson, |
| Dickerson, | Ogden, |
| Davis, | Pierson, |
| Edgar, | Richards, |
| Platt, | Saunier, |
| Plummerfelt, | Strader, |
| Gifford, | Springer, |
| Hall, | Wade, |
| Haight, (Sp.) | Young,—20. |
| Hunt, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Bray, | Jobs, |
| Brown, | Lalor, |
| Budd, | Pettit, |
| Chetwood, | Riggs, |
| Cooper, | Seely, |
| Doremus, | Tuttle, |
| Dollicker, | Talmage, |
| Duryee, | Wills,—19. |
| Fries, | |

Whereupon Mr. Bray asked and obtained leave to withdraw said bill from the files of the House.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Riggs from the committee upon that subject reported as follows:

The Committee to whom was referred the petition of Nancy Cottwell, praying for a divorce from her husband James Cottwell, beg leave to report,

That in the opinion of your Committee, this House cannot in conformity with the rule it has established, grant the prayer of the petitioner, inasmuch as the parts set forth in the petition corroberated by much testimony, prove the case to be one upon which the Chancellor can act.

All of which is respectfully submitted.

J. R. RIGGS, Chairman.

Which report was read, and agreed to.

Mr. Saunier from the committee upon that subject, reported a bill entitled "An act to incorporate the Wehawkin Turnpike company;"

Which was read and ordered a second reading.

Mr. Conover from the committee upon that subject, reported a bill entitled "An act to authorise Elisha Lippencott, Edmund Throckmorton, and Edmund T. Williams, trustees, to sell the real estate of Henry Wollcott, senior, deceased;"

Which was read and ordered a second reading.

Mr. Doremus moved to dispense with the rules of the House, in order to take up the bill entitled "An act to incorporate the Liverpool company;"

Which was not agreed to.

Mr. Tuttle called up the bill entitled "An act to authorise Mindwell Beers, widow and administratrix, and Oliver S. Halstead, administrator of George H. Beers, deceased, to convey certain real estate to Charles Squire and George A. Wasson, and to authorise trustees therein named, to convey certain real estate of said deceased;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Gifford moved to dispense with the rules of the House, in order to take up the bill entitled "An act to incorporate the Monmouth Purchase company;"

Upon which question the yeas and nays were called for and ordered;

And upon the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Burtis, |
| Bray, | Budd, |
| Brown, | Chetwood, |

Messrs. Conover,
Doremus,
Dellicker,
Duryee,
Edgar,
Flummerfelt,
Fenimore,
Fries,
Gifford,
Hull,
Hall,
Haight, (Sp.)
Messrs. Johnes,
Logan,
Molleson,
Ogden,
Pettit,
Richards,
Saunier,
Springer,
Tuttle,
Wills,
Young,—29.

NAYS.

Messrs. Blane,
Cooper,
Corsen,
Davis,
Flatt,
Hunt,
Jobs,
Linn,
Messrs. Larason,
Ladow,
Pierson,
Riggs,
Strader,
Seely,
Talmage,
Wade,—16.

Mr. Saunier moved that the House be again called upon the same question;

Which motion the Chair decided to be out of order.

Mr. Pierson called up the bill entitled "An act to incorporate the Orange and Hanover rail road company;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott their secretary informed the House that Council have disagreed to the bill from the House of Assembly entitled "A supplement to the act to incorporate the Trenton manufacturing company,"

And herewith return the same.

Council have passed the following bills, viz:

"An act to incorporate the Sidney manufacturing company," and

"A supplement to an act entitled an act to erect parts of the counties of Essex and Bergen into a new county, to be called the county of Passaic; and the eastern part of the county of Gloucester into a separate county to be called the county of Atlantic;"

To which bills the assent of the House of Assembly is requested.

Council have appointed Messrs. Parsons and Price, members on their part of a committee of conference, relating to the disagreement of the two houses on the subject of the disposal of the public printing, and request the House of Assembly to appoint members of such committee on their part.

The bill from Council entitled "A supplement to an act entitled an act to erect parts of the counties of Essex and Bergen into a new county to be called the county of Passaic; and to set off the eastern part of the county of Gloucester into a separate county to be called the county of Atlantic;"

Was read and ordered a second reading.

The bill from Council entitled "An act to incorporate the Sidney manufacturing company;"

Was read and referred to Messrs. Hall, Riggs and Corsen.

Mr. Alexander moved that a committee of conference be appointed on the part of the House, to meet the committee of Council in relation to the disagreement of the two houses on the subject of the public printing;

Which was agreed to,

And Messrs. Alexander, Cooper and Fenimore appointed.

Mr. Tuttle moved to dispense with the rules of the House, in order to take up the bill from Council entitled "An act to incorporate the Monmouth Purchase company;"

Which was agreed to.

The said bill was taken up, read through by sections, amended and agreed to; and,

On motion of Mr. Davis, the further consideration of the same was ordered to be postponed.

Mr. Chetwood moved to dispense with the rules of the House, in order to take up the bill entitled "A supplement to an act entitled an act to erect parts of the counties of Essex and Bergen into a new county to be called the county of Passaic; and to set off the eastern part of the county of Gloucester into a separate county to be called the county of Atlantic,"

Which was agreed to.

The said bill was then read a second time by sections, agreed to, and ordered to a third reading.

Mr. Caldwell moved to dispense with the rules of the House in order to take the said bill up upon its third and last reading;

Which was agreed to; and

The said bill having been read a third time by its title;

On the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Bray, | Haight, (Sp.) |
| Brown, | Hunt, |
| Blane, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Logan, |
| Chetwood, | Larason, |
| Conover, | Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Riggs, |
| Doremus, | Richards, |
| Dellicker, | Saunier, |
| Dickerson, | Strader, |
| Duryee, | Springer, |
| Davis, | Seely, |
| Flatt, | Tuttle, |
| Flummerfelt, | Talmage, |
| Fries, | Wade, |
| Gifford, | Young.—11. |
| Hull, | |

NAY.

Mr. Wills,—1.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

The House adjourned to to-morrow morning at ten o'clock.

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FRIDAY, February 10, 1837.

At ten o'clock the House met.

Mr. Alexander presented a petition from certain stockholders and creditors of the Bank of New Brunswick, praying an act revoking the powers of the receivers of said Bank, and that the control of the same may be returned to the Directors of the said Bank; which was ordered to lie upon the table.

Mr. Doremus presented the abstract of rateables of Bergen county ;

Which was read and ordered to lie on the table.

Mr Jobs from the committee upon that subject reported a bill entitled "An act to authorise Albert Terhune to fulfil a contract, made by the heirs of Joshua Updyke, for the sale of a lot of land in the county of Hunterdon, and State of New Jersey ;"

Which was read and ordered a second reading.

Mr. Flummerfelt from the committee upon that subject, reported the bill from Council entitled "An act to authorise Ann Collard, guardian of Abraham Collard, a minor, to convey certain real estate in the township of Bergen ;"

Which was read and ordered a second reading.

Mr. Caldwell, from the committee to whom was referred the petition of John Elkington, of the county of Salem, for the impeachment of Daniel C. Cozens, a Justice of the Peace of the county of Gloucester, asked leave of the House to send for persons and papers ; Which was granted.

The engrossed bill entitled "An act for the more effectual relief of creditors in certain cases,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Lalor, |
| Burtis, | Ladow, |
| Conover, | Riggs, |
| Dellicker, | Wills,—9. |
| Linn, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Doremus, |
| Blane, | Dickerson, |
| Brown, | Duryee, |
| Budd, | Davis, |
| Chetwood, | Edgar, |
| Cooper, | Flatt, |
| Caldwell, | Flummerfelt, |
| Corsen, | Fries, |

| | |
|---|---|
| Messrs. Gifford, | Messrs. Pierson, |
| Hull, | Pettit, |
| Haight, (Sp.) | Richards, |
| Hunt, | Seely, |
| Jobs, | Tuttle, |
| Johnes, | Talmage, |
| Larason, | Wade, |
| Molleson, | Young,—33. |
| Ogden, | |

On motion of Mr. Alexander, the said bill was ordered to lie upon the table.

The engrossed bill entitled "An act for the relief of John Nevius, of the county of Middlesex;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Gifford called up the bill from Council, entitled "An act to regulate and protect the fisheries in the north and south branches of Shrewsbury river, in the county of Monmouth;"

Which was agreed to, and ordered to a third reading.

Mr. Seely called up the bill entitled "An act to authorise the board of chosen freeholders of the county of Cumberland, to erect a bridge over Prince Maurice river, at Millville;"

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Ogden called up the bill entitled "A supplement to the act entitled an act authorising Joseph Ogden, Nicholas Justice, esquire, and others, to embank a tract of meadow in the county of Gloucester, passed November eleventh, eighteen hundred and twenty five;"

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Jobs called up the bill from Council entitled "An act to incorporate the Washington Mining company,"

And while the same was under consideration,

Mr. Hunt moved to amend the first section thereof, by inserting the following words: *not exceeding one thousand acres*: so that it shall read:

"And that they and their successors, by the same name and style, shall be capable of purchasing, holding, and conveying any lands, tenements and hereditaments in the county of Somerset, *not exceeding one thousand acres*, and such goods," &c.

Which was not agreed to.

The said bill was then amended, agreed to, and ordered to a third reading.

Mr. Alexander called up the bill entitled "An act to enable the owners and possessors of lands adjoining Devil's Brook, in the township of South Brunswick, in the county of Middlesex, to drain the same, and to straighten the channel of the said brook, within the limits therein mentioned;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Conover called up the bill entitled "An act to incorporate the Monmouth Insurance company, to be lacated in Freehold, in the county of Monmouth,"

And while the same was under consideration,

Mr. Tuttle moved to insert the following as the twentieth section,

"Sec. 20. And be it enacted, That the said company shall pay into the Treasury of this State, one quarter of one per centum, per annum on the capital stock paid in, to commence three years after the said company shall go into operation;

Which was agreed to.

Mr. Davis moved to amend the fifteenth section of said bill, by striking out the words 'except under the seal of said company,' after the words 'payment of monies,' so as to read:

*Provided*, That it shall not be lawful for the said company to use or employ any part of the stock, funds or monies thereof, for or in any banking operations, or in the purchase or sale of any stock, or funded debt created, or to be created, under any law of the United States, or of any particular State, or to emit any notes or bills, or securities for the payment of monies; but it shall, &c.

Which was agreed to.

Mr. Hunt moved to amend the ninth section by striking out after the words 'contained in them," the following words:

"To make insurances upon the lives of persons, and valuable beasts, and grant annuities."

Which was not agreed to.

Mr. Bleecker moved to amend the second section by striking out the words 'twenty five,' and inserting the word *fifty*: so as to read:

"That the capital stock of the said company shall be one hundred thousand dollars, to be divided into shares of fifty dollars each; and that *fifty* thousand dollars of the said stock shall be subscribed and actually paid in," &c.

Which was agreed to.

The said bill was further amended agreed to, and ordered to be engrossed for a third reading.

Mr. Doremus offerred the following:

Resolved, That five hundred copies of the act entitled "An act to erect parts of the counties of Essex and Bergen into a new county, to be called the county of Passaic; and the eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic," with the supplements thereto, be printed, and that one copy be presented to each member of both Houses, and that the residue to be for the use of the counties of Bergen, Essex, Passaic, Gloucester and Atlantic;

Which was read and agreed to.

The House adjourned to this afternoon at three o'clock.

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At ten o'clock the House met.

Mr. Tuttle presented a petition from certain persons therein named for a law to sell certain real estate, late of David Thorp, deceased;

Which was referred to Messrs. Tuttle, Duryee and Linn.

Mr. Alexander presented a petition from certain creditors of the Bank of New-Brunswick, praying that the affairs of the said bank may be transferred to the old directors;

Which was read and ordered to lie upon the table.

Mr. Burtis from the committee upon that subject, reported a bill entitled "An act authorising a trustee therein named, to make sale of certain real estate;"

Which was read and ordered a second reading.

Mr. Molleson from the committee upon that subject reported a bill entitled "An act more effectually to protect natural oyster beds;"

Which was read, ordered a second reading and to be printed.

Mr. Molleson from the committee upon that subject, reported a bill entitled "An act regulating the navigation of the river Raritan and Staten Island Sound;"

Which was read, ordered a second reading and to be printed.

A message from Council by Mr. Westcott, their secretary, informed the House, that Council have passed the bill from the House of Assembly entitled "An act to compel the appearance of corporations to indictments and informations," without amendment.

Council have passed the following bills, viz:

"An act respecting banks."

"An act to divorce Rachael Morris from her husband Josiah Morris;" and

"An act to incorporate the Middletown Point Navigation company;"

To which bills the assent of the House of Assembly is requested.

The bill from Council entitled "An act to divorce Rachael Morris from her husband Josiah Morris;"

Was read and referred to Messrs. Caldwell, Hull and Riggs.

The bill from Council entitled "An act to incorporate the Middletown Point Navigation company;"

Was read and referred to Messrs. Gifford, Dellicker and Ladow.

The bill from Council entitled "An act respecting banks;"

Was read and referred to Messrs. Flatt, Hunt and Bleecker.

The engrossed bill entitled "An act to authorise Mindwell Beers, widow and administratrix, and Oliver S. Halstead, administrator of George H. Beers, deceased, to convey certain real estate to Charles Squire and George A. Wasson, and to authorise trustees therein named to convey certain real estate of said deceased;"

Was taken up, read a third time and compared,

Upon the question shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Springer moved to dispense with the rules of the House in order to take up the bill from Council entitled "An act to dissolve the marriage contract between William Nelson and Christiana his wife;"

Which was agreed to.

The said bill was then taken up, read a second time, agreed to and ordered a third reading.

Mr. Gifford moved to dispense with the rules of the House, in order to take up the bill from Council entitled "An act to incorporate the Monmouth Purchase company;"

Which was agreed to.

The said bill was then taken up, and while the same was under consideration:

Mr. Davis moved to amend the third section of said bill, by inserting after the word 'dollars,' the words *including their said real estate*; so as to read:

"And that the said company shall have power to increase said capital stock for the purpose contemplated by this act, to any sum not exceeding five hundred thousand dollars, *inclu-*

*ding their said real estate*, in shares of one hundred dollars each, and to call in the same in such instalments as the board of directors shall direct, and to issue scrip therefor, which stock shall be entitled to the same advantages as the original stock, when the same has been paid in."

Mr. Hunt moved to amend the amendment, by striking out all the words above quoted :

Which was not agreed to.

The question then recurring upon the motion made by Mr. Davis, the same was agreed to.

Mr. Davis moved further to amend the said bill, by annexing thereto the following :

Section 13, And be it enacted, That no part of the capital stock, or funds of the company shall at any time be employed or used in any place for banking or other purposes, not clearly indicated by this act, on pain of forfeiting this charter,

Which was agreed to.

Mr. Hunt moved to strike out the preamble of said bill,

Upon which motion the yeas and nays were called for and ordered :

And on the question, shall this motion be agreed to ?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Logan, |
| Brown, | Larason, |
| Blane, | Lalor, |
| Budd, | Ladow, |
| Chetwood, | Ogden, |
| Cooper. | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Riggs, |
| Dickerson, | Richards, |
| Davis, | Springer, |
| Edgar, | Seely, |
| Flatt, | Tuttle, |
| Haight, (Sp.) | Talmage, |
| Hunt, | Wade, |
| Jobs, | Wills, |
| Linn, | Young,—32. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Bray, |

| | | | |
|---|---|---|---|
| Messrs. | Burtis, | Messrs. | Fenimore, |
| | Conover, | | Fries, |
| | Doremus, | | Gifford, |
| | Dellicker, | | Hall, |
| | Daryee, | | Johnes, |
| | Flummerfelt, | | Strader,—14, |

The said bill was further amended, agreed to, and ordered to a third reading.

Mr. Tuttle called up the bill entitled "An act to empower John J. Henderson, of the city of Newark, in the county of Essex, guardian of Elizabeth B. Henderson, to sell certain real estate of said Elizabeth;"

Which was read, amended, and agreed to, and ordered to be engrossed for a thid reading.

Mr. Doremus asked and obtained leave to introduce a bill entitled "An act to incorporate the Bergen Silk Manufacturing company;"

Which was read and ordered a second reading.

Mr. Chetwood called up the bill entitled "A further supplement to the act for the punishment of crimes, passed the seventeenth of February, eighteen hundred and twenty nine," and moved to annex thereto several additional sections, and that said bill as amended be printed;

Which was agreed to.

Mr. Chetwood asked and obtained leave to introduce a bill entitled "A supplement to the act entitled an act to prevent the unlawful waste and destruction of timber in this state;"

Which was read, ordered a second reading and be printed.

Mr. Dellicker called up the bill entitled "An act to incorporate the Morris and Easton Rail road and Transportation company,"

And while the same was under consideration,

Mr. Flummerfelt moved that the further consideration of the same be postponed;

Which was agreed to.

Mr. Brown moved that the House do now adjourn;

Which was not agreed to.

Mr. Bleecker called up the bill entitled "An act to incorporate the Morristown Fire Association."

And while the same was under consideration,

[The House adjourned to to-morrow morning at ten o'clock.

SATURDAY, February 11, 1837.

At ten o'clock the House met.

Mr. Wade presented a petition from sundry inhabitants of Essex, praying an alteration in the laws of the state respecting Inns and Taverns;

Which was referred to the committee upon that subject.

Mr. Jobs presented a petition from Nancy Breese, widow of of Stephen Breese, a revolutionary soldier, praying for a pension;

Which was referred to Messrs. Jobs, Linn and Richards.

Mr. Springer from the committee upon that subject, reported the bill entitled "An act for the relief of the owners of meadow in the Fishing Island Bank company," with amendments;

Which bill was read and ordered a second reading.

Mr. Riggs from the committee upon that subject reported a bill entitled "An act to authorise trustees therein named to sell certain real estate of Andrew Ten Eyck, deceased;"

Which was read and ordered a second reading.

Mr. Gifford from the committee upon that subject reported the bill from Council entitled "An act to incorporate the Middletown Point navigation company;"

Which was read and ordered a second reading.

Mr. Caldwell from the committee upon that subject reported the bill from Council entitled "An act to divorce Rachael Morris from her husband Josiah Morris;"

Which was read and ordered a second reading.

Mr. Hall from the committee upon that subject, reported the bill from Council entitled "An act to incorporate the Sidney Manufacturing company;"

Which was read and ordered a second reading.

Mr. Riggs asked and obtained leave to introduce a bill entitled "A supplement to an act entitled an act to incorporate the Bergen Freestone company, in the county of Bergen, passed the twentieth day of January, in the year of our Lord, one thousand eight hundred and thirty seven;"

Which was read and ordered a second reading.

Mr. Tuttle from the committee upon that subject, reported a bill entitled "An act to authorise trustees therein named to sell certain real estate, late of David Thorp, deceased;"

Which was read and ordered a second reading.

The engrossed bill entitled "An act to empower John J. Henderson, of the city of Newark, in the county of Essex, guardian of Elizabeth B. Henderson, to sell certain real estate of said Elizabeth;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to enable the owners and possessors of lands, adjoining Devil's Brook, in the township of South Brunswick in the county of Middlesex, to drain the same, and to straighten the channel of said Brook, within the limits therein mentioned,"

Was taken up, and on motion of Mr. Alexander, ordered to be recommitted.

Mr. Chetwood called up the bill entitled "A supplement to the act entitled an act to provide for the more equal and just representation of the several counties of this state in the General Assembly, passed the twentieth day of February, eighteen hundred and thirty;"

And while the same was under consideration,

On motion of Mr. Alexander, Ordered, That the same be postponed.

Mr. Bleecker called up the bill entitled "An act to incorporate the Morristown fire Association;"

Which was further amended and ordered to be engrossed for a third reading.

Mr. Riggs moved to dispense with the rule of the House in order to take up the bill entitled "An act to incorporate the Wehawkin Turnpike company;"

Which was agreed to.

And the said bill was taken up; and while the same was under consideration,

Mr. Hunt moved to amend the sixth section of the same, by striking out the words 'the advantages and,' after the words 'after taking into consideration the,' and before the words 'disadvantages'; whenever the said words occur, so as to read.

"The amount of compensation which shall be paid by the said company after taking into consideration the disadvantages arising to the owners of the lands," &c.

Which was agreed to.

Mr. Dickerson moved to amend the first section of said bill by striking out the words 'of the value of three hundred dollars,' so as to read:

"The said road shall not pass through any burial ground, house of public worship, or any dwelling house, without the consent of the owner or owners thereof, nor shall it pass through any out buildings *of the value of three hundred dollars*, without such consent;"

Upon which motion the yeas and nays were called for and ordered; and upon the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Bleecker,
Burtis,
Dickerson,
Flatt,
Flummerfelt,
Hunt,
Tuttle,—7.

NAYS.

Messrs. Alexander,
Brown,
Blane,
Chetwood,
Conover,
Dellicker,
Duryee,
Edgar,
Fries,
Gifford,
Hull,
Hall,
Haight, (Sp.)
Jobs,
Linn,
Larason,
Lalor,
Ladow,
Pierson,
Riggs,
Richards,
Strader,
Springer,
Seely,
Talmage,
Wade,
Wills,—27.

Mr. Tuttle then moved that the word 'three' be stricken out, and the word *one* inserted in lieu thereof: so as to read:

"Of the value of *one* hundred dollars," &c.

Which was agreed to.

The said bill was then further amended, agreed to, and ordered to be engrossed for a third reading.

Mr. Flatt moved that when this House adjourns, it will adjourn to Monday morning at ten o'clock:

Which was agreed to.

Mr. Jobs gave notice, that on Tuesday next, he should move to take up the several bills relating to the Orphan's Court System, in order to have them stricken from the files of the House.

The House adjourned to Monday morning at ten o'clock.

MONDAY, February 13, 1837.

At ten o'clock the House met.

The Speaker not being present,

On motion of Mr. Flatt, Mr. Alexander was appointed Speaker pro tempore,

While the Clerk was reading the minutes of the previous meeting of the House, the chair announced that there was not a quorum present.

Whereupon Mr. Chetwood moved a call of the House, and the same having been made, the following members answered to their names :

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt, |
| Bleecker, | Jobs, |
| Brown, | Linn, |
| Chetwood, | Ladow, |
| Corsen, | Pierson, |
| Dellicker, | Pettit, |
| Dickerson, | Richards, |
| Flatt, | Strader, |
| Flummerfelt, | Springer, |
| Fries, | Seely, |
| Gifford, | Tuttle. |
| Hull, | Wade, |
| Hall, | Young,—26. |

The business of the House was then progressed in.

Mr. Richards presented a petition from Reuben Clark of the county of Gloucester, praying a pension for revolutionary services ;

Which was referred to Messrs. Richards, Flummerfelt and Corson.

The chair again announced that a quorum of members was not present,

Whereupon Mr. Young moved that the House do now adjourn :

Upon which motion the yeas and nays were called for and ordered :

And while the Clerk was calling the list of members, a quorum appeared, and the motion to adjourn was withdrawn.

Mr. Bleecker called up the bill entitled "An act further supplementary to an act entitled an act constituting courts for the trial of small causes, passed the twelfth day of February one

thousand eight hundred and eighteen," and moved that the same be referred to a committee ;

Which was agreed to ; and

Messrs. Bleecker, Strader and Gifford appointed.

Mr. Jobs called up the bill entitled "An act to incorporate the Millstone and New Brunswick rail road company ;"

And while the same was under consideration,

The Chair announced that there was not a quorum of members present :

Whereupon, Mr. Young moved that the House do now adjourn ;

Upon which motion the yeas and nays were called for and ordered ;

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Linn, |
| Chetwood, | Ladow, |
| Dickerson, | Pierson, |
| Flatt, | Richards, |
| Fries, | Strader, |
| Hull, | Wade, |
| Hall, | Young,—14. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt, |
| Brown, | Jobs, |
| Corsen, | Pettit, |
| Dellicker, | Springer, |
| Flummerfelt, | Seely, |
| Gifford, | Tuttle,—12. |

So the House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Chetwood offered the following :

Resolved, (Council concurring,) That all that part of the

message of his excellency, the Governor, relating to the geological survey of this state by Professor Rogers, be referred to a joint-committee, with leave to report by bill or otherwise;

Which was read, agreed to, and Messrs. Chetwood, Riggs and Alexander appointed.

Mr. Gifford presented a petition from certain inhabitants of Monmouth, for a law to authorise the erection of a bridge over Peter Wardell's creek;

Which was referred to Messrs. Gifford, Doremus and Strader.

Mr. Duryee presented a petition from Sarah Vansant and Peter Vansant, administrators, for authority to fulfil a certain contract;

Which was referred to Messrs. Duryee, Larason and Fries.

Mr. Alexander, from the committee upon that subject, reported the engrossed bill entitled "An act to enable the owners and possessors of lands adjoining Devil's Brook in the township of South Brunswick in the county of Middlesex, to drain the same, and to straighten the channel of the said brook, within the limits therein mentioned," with an amendment;

Which amendment was read, agreed to, and the said bill ordered to be re-engrossed.

Mr. Flummerfelt from the committee upon that subject, reported a bill entitled "An act to authorise Jeremiah King, to make sale of certain real estate, late of Jeremiah King, deceased in the county of Hunterdon and elsewhere;"

Which was read and ordered a second reading.

Mr. Richards, from the committee upon that subject, reported a bill entitled "An act for the relief of Reuben Clark, late of the county of Gloucester, and now set off for the county of Atlantic;"

Which was read, ordered a second reading, and that the printing of the same be dispensed with.

Mr. Jobs called up No. 5 of unfinished business, being a bill entitled "An act to incorporate the Phillipsburgh and Essex rail road and transportation company," and moved that the same be referred to a committee;

Which was agreed to,

And Messrs. Jobs, Hall and Johnes appointed.

Mr. Jobs called up the bill entitled "An act to incorporate the Millstone and New Brunswick rail road company,"

And while the same was under consideration,

Mr. Hunt moved to amend the fifteenth section of said bill, by striking out the word 'seven,' and inserting in lieu thereof, the word *six*; so as to read:

Until the nett proceeds of said road shall amount to six per centum upon its costs;

Which was not agreed to.

The said bill was then further amended, agreed to, and ordered to be engrossed for a third reading.

Mr. Burtis called up the bill entitled "An act authorising the sale of real estate late of Lewis Coxe, deceased;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Pierson called up the bill entitled "An act to relieve Nathan Elmer of the county of Essex;"

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Pierson called up the bill entitled "An act to authorise the sale of certain real estate, whereof Joseph Condict, late of the township of Orange, in the county of Essex, died seized:"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Molleson called up the bill entitled "An act to incorporate the Raritan Bank of New Brunswick,"

And while the same was under consideration,

Mr. Alexander moved to insert among the names of the commissioners in the first section the name of *George P. Molleson*;

Which was agreed to.

Mr. Molleson moved that the further consideration of the same be postponed; and before the question was taken,

Mr. Alexander moved to reconsider the vote of the House agreeing to the motion to insert the name of George P. Molleson in the said bill, as one of the commissioners;

Which was agreed to.

Mr. Alexander then withdrew his motion to insert the said name; Whereupon the motion to postpone was withdrawn.

Mr. Bleecker moved to amend the first section by striking out the words 'bills of exchange,' after the words 'except'; so as to read:

"Provided, That the said corporation shall not, indirectly or directly trade or deal in any thing except prommissory notes, specie," &c.

Which was not agreed to.

The said bill was then read through by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Fries called up the bill entitled "An act to authorise the sale of certain real estate of Sarah Olmstead, deceased, late of the county of Salem;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Doremus called up the bill entitled "A law to appoint new trustees to the estate of Anna Hornblower, deceased;"

Which was read a second time, amended, and agreed to, and ordered to be engrossed for a third reading.

Mr. Burtis called up the bill entitled "An act to authorise a trustee therein named, to make sale of certain real estate;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

The House adjourned to to-morrow morning at ten o'clock.

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TUESDAY, February 14, 1837.

At ten o'clock the House met.

Mr. Hull presented a petition from sundry inhabitants of Sussex, praying the erection of a new township in that county to be called the township of Lafayette;

Which was referred to Messrs. Hull, Bleecker and Valentine.

Mr. Alexander presented a petition from sundry inhabitants of Middlesex, praying the passage of a law to submit the question of the location of the Court House of that county to the voters thereof; and also a remonstrance against the same;

Which were ordered to lie upon the table.

Mr. Molleson presented remonstrances from several hundred citizens of the county of Middlesex, against the passage of a law to submit the question of the location of the Court House to the voters of the county;

Which were ordered to lie on the table.

Mr. Valentine presented a petition from the heirs of Nathan Stiger, deceased, praying the passage of a law to authorise the sale of certain real estate;

Which was referred to Messrs. Valentine, Pettit and Tuttle.

Mr. Hull presented a petition from Nancy Adams, praying to be divorced from her husband;

Which was referred to Messrs. Hull, Chetwood and Riggs.

Mr. Duryee from the committee upon that subject, reported a bill entitled "An act to authorise Sarah G. Vanzandt, and Peter S. Vanzandt, administrators of Garret Vanzandt, deceased, late of the township of Montgomery, in the county of Somerset, to fulfil a certain contract of said deceased, by conveying certain real estate to Christopher Cray;"

Which was read and ordered a second reading.

The engrossed bill entitled "An act to authorise the Board

of Chosen Freeholders of the county of Cumberland, to erect a bridge over Prince Maurice river at Millville ;"

Was taken up read a third time and compared,

And on the question shall this bill pass ?

It was determined in the affirmative as follows :

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Hunt, |
| | Bray, | | Jobs, |
| | Brown, | | Johnes, |
| | Blane, | | Linn, |
| | Burtis, | | Larason, |
| | Chetwood, | | Lalor, |
| | Cooper, | | Ladow. |
| | Caldwell, | | Molleson, |
| | Corsen, | | Pierson, |
| | Doremus, | | Pettit, |
| | Dellicker, | | Riggs, |
| | Dickerson, | | Richards, |
| | Duryee, | | Strader, |
| | Davis, | | Springer, |
| | Edgar, | | Seely, |
| | Flatt, | | Tuttle, |
| | Flummerfelt, | | Talmage, |
| | Fries, | | Wade, |
| | Gifford, | | Wills, |
| | Hull, | | Young,—41. |
| | Haight, (Sp.) | | |

NAY.

Mr. Valentine,—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled " An act to incorporate the Orange and Hanover rail road company,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass ?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk

carry the same to Council and inform Council that the House of Assemby have passed said bill and request their concurrence.

The engrossed bill entitled "An act authorising the sale of real estate late of Lewis Cox, deceased,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

A message from Council by Mr. Westcott their Secretary, informed the House that Council have passed the following bills, viz:

"A supplement to an act entitled an act to authorise trustees therein named to sell and convey certain real estate of George Corlies, late of the county of Monmouth, deceased, passed February 7, 1837:" And

"An act authorising John Dill, administrator with the will annexed of Luther Y. Howell, deceased, to fulfil and execute certain trusts given to the executor named in said will;"

To which bills the assent of the House of Assembly is requested.

Council have agreed to the concurrent resolution from the House of Assembly referring that part of the Governor's message, which relates to a geological survey to a joint-committee, and have appointed Messrs. Smallwood and Price members of said committee on the part of Council.

The bill from Council entitled "A supplement to an act entitled an act to authorise trustees therein named to sell and convey certain real estate of George Corlies, late of the county of Monmouth, deceased, passed February 7, 1837,"

Was read and referred to Messrs. Gifford, Dickerson and Fries.

The bill from Council entitled "An act to authorise John Dill, administrator with the will annexed of Luther Y. Howell, deceased, to fulfil and execute certain trusts given to the executor in said will,"

Was read and referred to Mess. Strader, Edgar and Caldwell.

The engrossed bill entitled "An act to authorise the sale of certain real estate whereof Joseph Condict, late of the township of Orange, in the county of Essex, died seized,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

The engrossed bill entitled "A supplement to an act entitled an act to authorise the sale of the real estate of Anna Hornblower, deceased, late the wife of Josiah Hornblower,"

Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and the Clerk inform Council that the House of Assembly have passed said bills and request their concurrence.

The engrossed bill entitled "An act for the relief of Nathan Elmer, of the county of Essex,"

Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to authorise the sale of certain real estate of Sarah Olmstead, deceased, late of the county of Salem,"

Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood called up the bill entitled "A supplement to the act entitled an act to prevent the unlawful waste and destruction of timber in this state;"

Which was read a second time, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Fries called up the bill entitled "An act for the relief of the owners of meadow in the Fishing Island bank company," and objection being made by Mr. Springer, the House refused to take up said bill.

Mr. Gifford called up the bill from Council entitled "An act to incorporate the Middletown Point Navigation Company;"

Which was read a second time by sections, amended and agreed to, and ordered to a third reading.

Mr. Riggs called up the bill entitled "A supplement to an act entitled an act to incorporate the Bergen Freestone company, in the county of Bergen, passed the twentieth day of January, in the year of our Lord, one thousand eight hundred and thirty seven;"

Which was read a second time, agreed to, and

On motion of Mr. Talmage, Ordered, That the further consideration of the same be postponed.

Mr. Fries moved that the House do now adjourn;

Which was not agreed to.

Mr. Tuttle called up the bill entitled "An act to authorise

trustees to sell certain real estate, late of David Thorp, deceased ;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Alexander offerred the following :

Resolved, That a committee be appointed to enquire into the expediency of passing a general law which will render unnecessary the frequent application for the passage of private laws, authorising the sale of real estate,

Upon motion of Mr. Alexander, the same was ordeed to lie on the table.

Mr. Molleson offerred the following :

Resolved, That the joint-committee to whom was referred that part of the Governor's message relating to common schools, be authorised to inquire into the expediency of purchasing a number of "The District School," by J. Orville Taylor, for distribution in the State;

Which was agreed to.

On motion of Mr. Fries,

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Flummerfelt presented a petition from certain inhabitants of Warren, praying the incorporation of a banking company, to be located at Hope;

Which was read and referred to Messrs. Flummerfelt, Springer and Brown.

Mr. Wills presented a petition from sundry citizens of Burlington, praying the repeal of the twelfth and fourteenth sections of the law incorporating medical societies;

Which was referred to the committee upon that subject.

Mr. Alexander presented a remonstrance against the passage of a law submitting the question of the location of the Middlesex court house to the people of said county ;

Which was ordered to lie upon the table.

Mr. Valentine presented a petition from sundry citizens of Warren, respecting the colonization of free people of color of this state ;

Which was read and referred to the committee upon that subject.

Mr. Gifford from the committee upon that subject, reported

the bill from Council entitled "A supplement to an act entitled an act to authorise trustees therein named to sell and convey certain real estate of George Corlies, late of the county of Monmouth, deceased, passed February 7, 1837;"

Which was read and ordered a second reeding.

Mr. Bray asked and obtained leave to introduce a bill entitled "An act to incorporate the Delaware manufacturing company of Trenton;"

Which was read and ordered a second reading.

Mr. Lalor asked and obtained leave to introduce a bill entitled "An act to incorporate the Nottingham Beet Sugar Company;"

Which was read and ordered a second reading.

The engrossed bill entitled "An act to incorporate the Morristown Fire Association,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hunt, |
| | Bleecker, | | Jobs, |
| | Bray, | | Johnes, |
| | Blanc, | | Logan, |
| | Brown, | | Larason, |
| | Burtis, | | Lalor, |
| | Budd, | | Ladow, |
| | Chetwood, | | Molleson, |
| | Conover, | | Pierson, |
| | Corsen, | | Riggs, |
| | Doremus, | | Saunier, |
| | Dellicker, | | Strader, |
| | Dickerson, | | Springer, |
| | Duryee, | | Seely, |
| | Davis, | | Tuttle, |
| | Edgar, | | Talmage, |
| | Flummerfelt, | | Wade, |
| | Fries, | | Wills, |
| | Gifford, | | Young,—39. |
| | Haight, (Sp.) | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Platt, | Mr. | Valentine,—3. |
| | Richards, | | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act respecting the Supreme and Circuit Courts and for other purposes,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Molleson, |
| | Bleecker, | | Pettit, |
| | Chetwood, | | Richards, |
| | Cooper, | | Saunier, |
| | Caldwell, | | Springer, |
| | Doremus, | | Seely, |
| | Hunt, | | Tuttle,—14. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Jobs, |
| | Brown, | | Johnes, |
| | Blane, | | Linn, |
| | Burtis, | | Logan, |
| | Budd, | | Larason, |
| | Conover, | | Lalor, |
| | Corsen, | | Ladow, |
| | Dellicker, | | Ogden, |
| | Dickerson, | | Pierson, |
| | Davis, | | Riggs, |
| | Duryee, | | Strader, |
| | Flatt, | | Talmage, |
| | Flummerfelt, | | Valentine, |
| | Fries, | | Wade, |
| | Gifford, | | Wills, |
| | Hull, | | Young,—33. |
| | Haight, (Sp.) | | |

On motion of Mr. Flatt,

Ordered, That the said bill lie upon the table.

The bill from Council entitled "An act to incorporate the Monmouth Purchase Company,"

Was taken up, read a third time and compared, and before the question was taken on its final passage,

Mr. Hunt moved that the documents relating to the application for the charter be read;

Which was agreed to.

The reading having progressed for some time, Mr. Strader moved that the further reading of the documents be dispensed with;

Which was agreed to.

The question then recurring upon the final passage of the bill,

Upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Haight, (Sp.) |
| | Bleecker, | | Jobs, |
| | Bray, | | Johnes, |
| | Brown, | | Linn, |
| | Burtis, | | Molleson, |
| | Budd, | | Ogden, |
| | Chetwood, | | Pettit, |
| | Conover, | | Riggs, |
| | Cooper, | | Saunier, |
| | Corsen, | | Strader, |
| | Doremus, | | Springer, |
| | Dellicker, | | Seely, |
| | Duryee, | | Tuttle, |
| | Edgar, | | Talmage, |
| | Flatt, | | Wade, |
| | Fries, | | Wills, |
| | Gifford, | | Young,—35. |
| | Hull, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blanc, | Messrs. | Larason, |
| | Caldwell, | | Lalor, |
| | Dickerson, | | Ladow, |
| | Davis, | | Pierson, |
| | Flummerfelt, | | Richards, |
| | Hunt, | | Valentine,—13. |
| | Logan, | | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

The engrossed bill entitled "An act to incorporate the Monmouth Insurance Company, to be located at Freehold, in the county of Monmouth,"

Was taken up, read a third time and compared,

And on the question shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Bleecker, | | Johnes, |
| | Bray, | | Larason, |
| | Brown, | | Lalor, |
| | Burtis, | | Ladow, |
| | Budd, | | Molleson, |
| | Chetwood, | | Pierson, |
| | Conover, | | Pettit, |
| | Cooper, | | Riggs, |
| | Doremus, | | Saunier, |
| | Dellicker, | | Strader, |
| | Dickerson, | | Springer, |
| | Duryee, | | Seely, |
| | Davis, | | Tuttle, |
| | Edgar, | | Talmage, |
| | Flatt, | | Valentine, |
| | Flummerfelt, | | Wade, |
| | Fries, | | Wills, |
| | Gifford, | | Young,—39. |
| | Haight, (Sp.) | | |

NAY.

Mr. Hunt,—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled "An act to dissolve the marriage contract between William Nelson and Christiana his wife,"

Was taken up, read a third time, and before the question was taken upon the final passage of the bill,

Mr. Riggs moved that the House be called, which was agreed to; and the roll of members having been called over, the following answered to their names:

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Bleecker, | | Johnes, |
| | Bray, | | Linn. |
| | Brown, | | Logan, |
| | Blane, | | Larason, |
| | Burtis, | | Lalor, |
| | Budd, | | Ladow, |
| | Conover, | | Molleson, |
| | Cooper, | | Ogden, |
| | Caldwell, | | Pierson, |
| | Corsen, | | Pettit, |
| | Doremus. | | Riggs, |
| | Dellicker, | | Richards, |
| | Dickerson, | | Saunier, |
| | Duryee, | | Strader, |
| | Davis, | | Seely, |
| | Edgar, | | Springer, |
| | Flummerfelt, | | Tuttle, |
| | Fries, | | Talmage, |
| | Gifford, | | Valentine, |
| | Hull, | | Wade, |
| | Haight, (Sp.) | | Wills, |
| | Hunt, | | Young,—46. |

Mr. Riggs moved that the Sergeant-at-arms be sent after the absent members;

Which was agreed to.

The question then recurred upon the final passage of the bill,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Cooper, |
| | Bray, | | Caldwell, |
| | Burtis, | | Corsen, |
| | Budd, | | Doremus, |

| | | | |
|---|---|---|---|
| Messrs. | Dellicker, | Messrs. | Pierson, |
| | Duryee, | | Pettit, |
| | Davis, | | Richards, |
| | Edgar, | | Saunier, |
| | Flummerfelt, | | Strader, |
| | Fries, | | Springer, |
| | Gifford, | | Seely, |
| | Hull, | | Tuttle, |
| | Haight, (Sp.) | | Valentine, |
| | Logan, | | Wade, |
| | Larason, | | Young,—31. |
| | Ogden, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Messrs. | Linn, |
| | Conover, | | Lalor, |
| | Dickerson, | | Ladow, |
| | Flatt, | | Molleson, |
| | Hunt, | | Riggs, |
| | Jobs, | | Talmage, |
| | Johnes, | | Wills,—14. |

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed the following bills, viz:

"A further supplement to the act entitled an act for the relief of creditors against absconding and absent debtors, passed March 8, 1798."

"An act to incorporate the Citizens and Mechanics' Bank of Elizabeth."

"An act for the relief of Parker Clark, a soldier of the revolution;" and

"An act to incorporate the Washington Chemical Company."

To which bills the assent of the House of Assembly is requested.

Council have passed the following bills from the House of Assembly, viz:

"An act to continue the succession of the trustees of the Bridgeton Academy,"—and

"A supplement to the act concerning landlords and tenants," without amendment.

Council have passed the bill from the House of Assembly entitled "An act to incorporate Rockaway Manufacturing company," with sundry amendments;

To which amendments the assent of the House of Assembly is requested.

Council have passed the accompanying joint resolution respecting the appointment of assistant Clerks:

To which joint resolution the assent of the House of Assembly is requested.

The bill from Council entitled "A further supplement to the act entitled an act for the relief of creditors against absconding and absent debtors, passed March eighth, seventeen hundred and ninety eight;"

Was read and ordered a second reading.

The bill from Council entitled "An act to incorporate the Citizens and Mechanics' Bank of Elizabeth;"

Was read and referred to Messrs. Chetwood, Secly and Duryee.

The bill from Council entitled "An act for the relief of Parker Clark, a soldier of the revolution;"

Was read and referred to Messrs. Caldwell, Valentine and Strader.

The bill from Council entitled "An act to incorporate the Washington Chemical Company;"

Was read and referred to Messrs. Tuttle, Bleecker and Corsen.

The bill entitled "An act to incorporate the Rockaway Manufacturing company;"

Was taken up, the amendments made in Council agreed to, and said bill ordered to be re-engrossed.

The joint resolution respecting the appointment of assistant Clerks, was read, ordered a second reading and to be printed.

Mr. Jobs moved that the several bills relating to the Orphans' Court system be taken up, and stricken from the files of the House.

Mr. Chetwood moved to amend the motion, by inserting the words *be postponed to the next session of the Legislature*, in lieu of the words 'stricken from the files of the House.'

Which was not agreed to.

Mr. Jobs withdrew his motion:

Whereupon, Mr. Flatt moved that the said bills be referred to a select committee:

Upon which motion the yeas and nays were called for and ordered,

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Linn, |
| | Bleecker, | | Lalor, |
| | Blane, | | Ladow, |
| | Budd, | | Molleson, |
| | Chetwood, | | Pierson, |
| | Cooper, | | Pettit, |
| | Caldwell, | | Riggs, |
| | Corsen, | | Richards, |
| | Edgar, | | Strader, |
| | Flatt, | | Springer, |
| | Fries, | | Seely, |
| | Hull, | | Tuttle, |
| | Haight, (Sp.) | | Talmage, |
| | Hunt, | | Wade,—29. |
| | Johnes, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Gifford, |
| | Brown, | | Jobs, |
| | Burtis, | | Logan, |
| | Conover, | | Larason, |
| | Doremus, | | Ogden, |
| | Dellicker, | | Saunier, |
| | Dickerson, | | Valentine, |
| | Duryee, | | Wills, |
| | Davis, | | Young.—19. |
| | Flummerfelt, | | |

Whereupon Messrs. Jobs, Flatt, Bleecker, Hunt and Molleson were appointed said committee.

Mr. Tuttle asked and obtained leave to introduce a bill entitled "An act to incorporate the Newark Fire Department of the county of Essex;"

Which was read and ordered a second reading.

Mr. Fries moved that the House do now adjourn;

Which was not agreed to.

Mr Riggs moved that the act entitled "A supplement to an act entitled an act, to incorporate the Bergen Freestone company, in the county of Bergen, passed the twentieth day of Jan-

ruary, in the year of our Lord, one thousand eight hundred and thirty seven," be taken up ;

Which was not agreed to.

Mr. Chetwood asked and obtained leave to report from the committee upon that subject, the bill from Council entitled " An act to incorporate the Citizens and Mechanics' Bank of Elizabeth ;"

Which was read and ordered a second reading.

On motion of Mr. Fries,

The House adjourned to to-morrow morning at ten o'clock.

---

WEDNESDAY, February 15, 1837.

At ten o'clock the House met.

Mr. Alexander presented a remonstrance from sundry inhabitants of Middlesex, against the passage of a law to submit the question of the location of the Court House, to the voters of said county ;

Which was ordered to lie upon the table.

Mr. Seely presented a petition from the administrators of John Matthews, deceased, praying the passage of a law to authorise the sale of certain real estate ;

Which was referred to Messrs. Seely, Pettit and Davis.

Mr. Tuttle presented the triennial statements of the Newark Turnpike company as follows :

*Triennial Statement of Newark Turnpike Co., from* 1828 *to* 1831.

| | DR. |
|---|---|
| To expenditures on the road from Oct. 1, 1828, to September 30, 1829, | $1469 56 |
| Clear annual income, | 1488 43 |
| | $2957 99 |
| October 1, 1829, to Sept. 30, 1830, | $184 19 |
| Clear annual income, | 2458 34 |
| | $2642 53 |
| October 1, 1830, to Sept. 30, 1831, | $821 81 |
| Clear annual income, | 2214 20 |
| | $3036 01 |

| | CR. |
|---|---|
| By tolls received from Oct. 1, 1828, to Sept. 30, 1829, | $2057 59 |
| October 1, 1829, to September 30, 1830, | $2642 53 |
| October 1, 1830, to September 30, 1831, | $3036 01 |

DR. Newark Turnpike Co. in acc. with A. Beach, Treasurer, CR.

| | | | |
|---|---|---|---|
| Oct. 1, 1828. To balance of account, | $724 53 | | |
| Expenditures on the road from Oct. 1, 1828, to Sept. 30, 1831, | 2475 56 | By tolls rec'd from Oct. 1, 1828, to Sept. 30, 1831. | $8636 53 |
| Payment of nine quarter yearly dividends of $625, or 10 per cent. | 5625 00 | Balance, | 188 56 |
| | $8825 09 | | $8825 09 |
| Oct. 1, 1831. To balance of account, | 188 56 | | |

To the Honourable, the Legislative Council and General Assembly, of the State of New Jersey:

The Newark Turnpike Company present the foregoing as a triennial statement, the first of which exhibits the clear income of the company, and the other the account current with the Treasurer.

All of which is respectfully submitted.

THOMAS WARD, *President.*

A. BEACH, *Treasurer.*

*Triennial Statement of Newark Turnpike Co., from* 1831 *to* 1834.

| | DR. |
|---|---|
| To expenditures on the road from Oct. 1, 1831, to Sept. 30, 1832. | $93 86 |
| Clear annual income, | 2686 71 |
| | $2780 57 |
| October 1, 1832, to Sept. 30, 1833. | $500 76 |
| Clear annual income, | 2845 41 |
| | $3346 17 |
| October 1, 1833, to Sept. 30, 1834. | $483 00 |
| Clear annual income. | 2220 85 |
| | $2702 85 |

| | CR |
|---|---|
| By tolls received from Oct. 1, 1831, to Sept. 30, 1832 | $2780 57 |
| Oct. 1, 1832, to Sept. 30, 1833, | $3346 17 |
| Oct. 1 1833, to Sept. 30, 1834. | $2702 85 |

DR. Newark Turnpike Co. in acc. with A. Beach, Treasurer, CR.

| | | | |
|---|---|---|---|
| Oct. 1, 1834 To balance of account. | $168 56 | | |
| Expenditures on the road from Oct. 1, 1834, to Sept. 30, 1834. | 1027 62 | By tolls received from Oct. 1, 1831, to Sept. 30, 1834, | $8829 59 |
| Payment of eleven quarter yearly dividends of $625. or 10 per cent. | 6875 00 | | |
| Balance, | 738 41 | | |
| | $8829 59 | Oct. 1. 1834. By balance of account. | $738 41 |

To the Honourable, the Legislative Council and General Assembly, of the state of New Jersey:

The Newark Turnpike Company present the foregoing as a triennial statement, the first of which exhibits the clear income of the company, and the other the account current with the Treasurer.

All of which is respectfully submitted.

THOMAS WARD, *President.*

A. Beach, *Treasurer.*

Which were ordered to lie on the table and be printed.

Mr. Valentine presented a petition from sundry citizens of Warren, and Mr. Hall a petition from sundry citizens of Hunterdon, praying the passage of a law regulating the grain measure:

Which were read and ordered to lie on the table.

Mr. Strader from the committee upon that subject, reported the bill from Council entitled "An act authorising John Dill administrator with the will annexed of Luther Y. Howell deceased, to fulfil and execute certain trusts given to the executor in said will," without amendment:

Which was read and ordered a second reading.

Mr. Plummerfelt from the committee upon that subject reported a bill entitled "An act to incorporate the People's Bank of New Jersey;"

Which was read and ordered a second reading.

Mr. Beecker from the committee upon that subject, reported

a bill entitled " An act further supplementary to an act entitled an act, constituting Courts for the trial of small causes, passed the twelfth of February, one thousand eight hundred and eighteen ;

Which was read, ordered a second reading, and to be printed.

Mr. Larason, from the committee upon that subject, reported a bill entitled " A supplement to the act entitled an act concerning Inns and Taverns, and an act to alter and amend the act entitled an act concernig Inns and Taverns ;"

Which was read, ordered a second reading and to be printed.

Mr. Tuttle from the committee upon that subject, reported the bill from Council, entitled " An act to incorporate the Washington Chemical Company," without amendment ;

Which was read and ordered a second reading.

The engrossed bill entitled " An act to incorporate the Rockaway Manufacturing company ;"

Was taken up read and compared,

And on the question, shall this re-engrossed bill pass ?

It was determined in the affirmative as follows :

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Bleecker, | | Johnes, |
| | Brown, | | Linn, |
| | Bray, | | Logan, |
| | Burtis, | | Larason, |
| | Budd, | | Lalor, |
| | Chetwood, | | Ladow, |
| | Cooper, | | Molleson, |
| | Corsen, | | Ogden, |
| | Doremus, | | Pierson, |
| | Dellicker, | | Pettit, |
| | Dickerson, | | Riggs, |
| | Davis, | | Richards, |
| | Edgar, | | Strader, |
| | Fries, | | Springer, |
| | Gifford, | | Seely, |
| | Hull, | | Tuttle, |
| | Hall, | | Talmage, |
| | Haight, (Sp.) | | Wade, |
| | Hunt, | | Wills,—40. |

NAYS.

Messrs. Flummerfelt, Valentine, Mr. Young,—3.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have agreed to the amendments made in Council to the said bill, and have ordered the same to be re-engrossed.

The re-engrossed bill entitled "An act to incorporate the Hunterdon Rail Road Company;"

Was taken up read and compared,

And on the question, shall this re-engrossed bill pass?

It was determined in the negative as follows:

YEAS.

Messrs. Alexander, Bray, Brown, Blane, Burtis, Budd, Chetwood, Conover, Doremus, Dellicker, Edgar, Flatt, Fries, Gifford, Hall, Haight, (Sp.) Johnes, Logan, Larason, Molleson, Ogden, Pierson, Riggs, Tuttle, Wade,—25.

NAYS.

Messrs. Bleecker, Cooper, Caldwell, Corsen, Dickerson, Duryee, Davis, Flummerfelt, Hull, Hunt, Jobs, Linn, Lalor, Ladow, Pettit, Richards, Strader, Springer, Seely, Talmage, Valentine, Young,—22.

Mr. Hunt moved that the said bill be dismissed from the files of the House; and before the question was taken.

Mr. Tuttle moved that the said bill be laid upon the table:

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Bray, | Haight, (Sp.) |
| Brown, | Johnes, |
| Blane, | Logan, |
| Burtis, | Larason, |
| Chetwood, | Molleson, |
| Conover, | Ogden, |
| Cooper, | Pierson, |
| Corsen, | Pettit, |
| Doremus, | Riggs, |
| Dellicker, | Strader, |
| Edgar, | Tuttle, |
| Flatt, | Talmage, |
| Fries, | Wade,—23. |
| Gifford, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Jobs, |
| Budd, | Lalor, |
| Caldwell, | Ladow, |
| Dickerson, | Richards, |
| Davis, | Springer, |
| Duryee, | Seely, |
| Flummerfelt, | Valentine, |
| Hull, | Young,—17. |
| Hunt, | |

Mr. Bray moved that the said bill be now taken up and recommitted: to which motion objections were made.

The Speaker decided that it is in order to move to take up a bill lying upon the table, at any time: and that the voice of a majority would determine the motion:

Whereupon, Mr. Bray called for the yeas and nays upon the question before the House: and before the question was taken,

Mr. Hunt moved that the House do now adjourn;

Which was not agreed to.

The question then recurring upon the motion to take up and recommit the said bill;

Upon the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Messrs. | Hall, |
| | Bray, | | Riggs, |
| | Brown, | | Strader, |
| | Chetwood, | | Tuttle, |
| | Corsen, | | Talmage, |
| | Deilicker, | | Wade,—13. |
| | Fries, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hunt, |
| | Bleecker, | | Jobs, |
| | Burtis, | | Johnes, |
| | Budd, | | Linn, |
| | Conover, | | Larason, |
| | Cooper, | | Logan, |
| | Caldwell, | | Laler, |
| | Doremus, | | Ladow, |
| | Dickerson, | | Molleson, |
| | Duryee, | | Ogden, |
| | Davis, | | Pierson, |
| | Edgar, | | Richards, |
| | Flatt, | | Springer, |
| | Flummerfelt, | | Seely, |
| | Gifford, | | Valentine, |
| | Hull, | | Young,—22. |

Mr. Bray then asked and obtained leave to withdraw said bill from the files of the House.

The engrossed bill entitled "A supplement to the act entitled an act, authorising Joseph Ogden, Nicholas Justice esquire, and

others, to embank a tract of meadow in the county of Gloucester, passed November eleventh. eighteen hundred and thirty five;"

Was taken up read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Bleecker, | Hull, |
| Bray, | Haight, (Sp.) |
| Blane, | Jobs, |
| Brown, | Johnes, |
| Burtis, | Linn, |
| Budd, | Logan, |
| Chetwood, | Larason, |
| Cooper, | Lalor, |
| Caldwell, | Ladow, |
| Corsen, | Pierson, |
| Doremus, | Pettit, |
| Dellicker, | Riggs. |
| Dickerson, | Richards, |
| Duryee, | Springer, |
| Davis, | Tuttle, |
| Edgar, | Talmage, |
| Flatt, | Valentine, |
| Flummerfelt, | Wade, |
| Fries, | Young,—41. |
| Gifford, | |

NAY.

Mr. Strader,—1.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled "An act to incorporate the Middletown Point Navigation company;"

Was taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt, |
| Bray, | Jobs, |
| Brown, | Johnes, |
| Burtis, | Larason, |
| Budd, | Lalor, |
| Chetwood, | Ladow, |
| Conover, | Molleson, |
| Cooper, | Ogden, |
| Doremus. | Pierson, |
| Dellicker, | Pettit, |
| Duryee, | Riggs, |
| Edgar, | Richards, |
| Flatt, | Strader, |
| Flummerfelt, | Springer, |
| Fries, | Tuttle, |
| Gifford. | Talmage, |
| Hull, | Valentine, |
| Hall. | Wade, |
| Haight, (Sp.) | Young,—38. |

NAYS.

| | |
|---|---|
| Messrs. Caldwell, | Mr. Davis,—3. |
| Corsen, | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assemby have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

The engrossed bill entitled "An act to authorise a trustee therein named to make sale of certain real estate, late of Benjamin Van Scoik, deceased;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Bray, |
| Bleecker, | Brown, |

| | |
|---|---|
| Messrs. Blanc, | Messrs. Jobs, |
| Burtis, | Johnes, |
| Budd, | Linn, |
| Chetwood, | Lalor, |
| Conover, | Ladow, |
| Corsen, | Molleson, |
| Dorenus, | Ogden, |
| Dellicker, | Pierson, |
| Dickerson, | Pettit, |
| Duryee, | Riggs, |
| Davis, | Richards, |
| Edgar, | Strader, |
| Flammerfelt, | Springer, |
| Fries, | Tuttle, |
| Gifford, | Talmage, |
| Hull, | Valentine, |
| Hall, | Wade, |
| Haight, (Sp.) | Young,—40. |

NAYS.

Mr. Flatt, Mr. Larason,—2.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Riggs called up the bill entitled "An act to incorporate the Weehawkin Turnpike company," and moved that the same be recommitted;

Which was agreed to.

Mr. Alexander called up the resolution raising a committee to inquire into the expediency of passing a general law rendering the frequent application for private acts to authorise the sale of real estate, unnecessary;

And the same was agreed to,

And Messrs. Alexander, Chetwood and Hunt appointed said committee.

Mr. Riggs moved to take up the bill entitled "A supplement to an act entitled an act to incorporate the Bergen Free-stone company, in the county of Bergen, passed the twentieth day of January, in the year of our Lord, one thousand, eight hundred and thirty seven;"

Which was not agreed to.

The House adjourned to this afternoon at three o'clock.

At three o'clock the House met.

Mr. Valentine presented a petition from sundry inhabitants of Warren, praying the incorporation of a company to construct the Morris and Easton rail road:

Which was read and ordered to lie on the table.

Mr. Tuttle presented a petition from sundry inhabitants of Newark, praying the incorporation of a company to construct a canal and rail road from the city of Newark to Newark Bay;

Which was read, and referred to Messrs. Tuttle, Riggs and Logan.

The bill from Council entitled "An act to regulate and protect the fisheries in the North and South branches of the Shrewsbury river in the county of Monmouth:"

Was taken up, read a third time and compared.

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Bleecker, | Logan, |
| Brown, | Molleson, |
| Burtis, | Ogden, |
| Cooper, | Pierson, |
| Doremus, | Pettit, |
| Dellicker, | Strader, |
| Fries, | Springer, |
| Gifford, | Tuttle, |
| Hall, | Valentine, |
| Haight, (tip.) | Young.—23. |
| Jobs. | |

NAYS.

| | |
|---|---|
| Messrs. Blanc, | Messrs. Edgar, |
| Cherwood, | [illegible], |
| Caldwell, | [illegible], |
| Corsen, | Hall, |
| Dickerson, | Hunt, |
| Hoppee, | Larason, |
| Davis, | Lalor, |

Messrs. Ladow,
Riggs,
Richards.

Messrs. Seely,
Talmage,
Wade,—20.

Ordered, That the Clerk carry said bill to Council, and inform Council that the House of Assembly have disagreed to the same.

The engrossed bill entitled "An act to authorise trustees to sell certain real estate, late of David Thorp, deceased:"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Bleecker,
Bray,
Brown,
Burtis,
Chetwood,
Conover,
Corsen,
Doremus,
Dellicker,
Dickerson,
Duryee,
Davis,
Edgar,
Flummerfelt,
Fries,
Gifford,
Hull,
Hall,

Messrs. Haight, (Sp.)
Hunt,
Jobs,
Johnes,
Logan,
Lalor,
Ladow,
Ogden,
Pierson,
Riggs,
Richards,
Strader,
Springer,
Seely,
Tuttle,
Talmage,
Valentine,
Young,—36.

NAYS.

Messrs. Blane,
Budd,
Cooper,
Flatt,

Messrs. Linn,
Larason,
Pettit,—7.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "A supplement to the act entitled an act to prevent the unlawful waste and destruction of timber in this state;

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Flatt, |
| | Bleecker, | | Flummerfelt, |
| | Bray, | | Fries, |
| | Brown, | | Gifford, |
| | Blane, | | Hull, |
| | Burtis, | | Hall, |
| | Budd, | | Haight, (Sp.) |
| | Chetwood, | | Hunt, |
| | Conover, | | Jobs, |
| | Cooper, | | Lalor, |
| | Caldwell, | | Ladow, |
| | Doremus, | | Ogden, |
| | Dellicker, | | Pierson, |
| | Dickerson, | | Strader, |
| | Davis, | | Springer, |
| | Duryee, | | Talmage, |
| | Edgar, | | Wade,—31. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Corsen, | Messrs. | Riggs, |
| | Johnes, | | Richards, |
| | Linn, | | Seely, |
| | Larason, | | Valentine. |
| | Molleson, | | Young,—11. |
| | Pettit, | | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Riggs called up the bill entitled "A supplement to an act entitled an act to incorporate the Bergen Freestone company, in the county of Bergen, passed the twentieth day of January, in the year of our Lord, one thousand eight hundred and thirty seven,"

The title of which bill was amended, and the said bill was ordered to be engrossed for a third reading.

Mr. Flummerfelt called up the bill entitled "An act to authorise Jeremiah King to make sale of certain real estate, late of Jeremiah King, deceased, in the county of Hunterdon and elsewhere;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Richards called up the bill entitled "An act for the relief of Reuben Clark, late of the county of Gloucester, and now set off for the county of Atlantic;"

Which was read a second time, amended, and agreed to, and ordered to be engrossed for a third reading.

Mr. Alexander called up the bill entitled "An act directing the mode of determining the seat of justice in the county of Middlesex;"

And moved that the same be made the order of the day for Wednesday next.

Mr. Johnes moved that the motion be amended, making the said bill the order of the day for to-morrow;

Which was agreed to.

Mr. Alexander called up the joint-resolution from Council respecting the appointment of assistant clerks,

And while the same was under consideration,

Mr. Tuttle moved that the same be amended by striking out the words 'nominated by the Secretary and,' after the words 'shall be,' and the words 'nominated by the Clerk and,' after the words 'Clerk be;" so that it shall read:

'That in future, an Assisstant Secretary shall be appointed by the Council, and an Assistant Clerk appointed by the House of Assembly,' &c.

Which was agreed to.

Mr. Bray moved to further amend the said resolution by striking out the word 'dollars,' and inserting in lieu thereof, *cents*; so that it shall read:

'And that the said Assistant Secretary and Assistant Clerk shall be entitled to receive for their services, respectively, the sum of two *cents* per day,' &c.;

Which amendment Mr. Bray subsequently withdrew.

The question being upon agreeing to the said joint resolution,

The yeas and nays were called for and ordered:

And on the question, shall this resolution be agreed to?
It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Bleecker, | | Logan, |
| | Chetwood, | | Lalor, |
| | Cooper, | | Ludow, |
| | Corsen, | | Molleson, |
| | Doremus, | | Ogden, |
| | Dickerson, | | Pierson, |
| | Duryee, | | Riggs, |
| | Davis, | | Richards, |
| | Edgar, | | Strader, |
| | Flummerfelt, | | Tuttle, |
| | Fries, | | Talmage, |
| | Gifford, | | Valentine, |
| | Hull, | | Young,—33. |
| | Haight, (Sp.) | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Hall, |
| | Brown, | | Hunt, |
| | Blane, | | Johnes, |
| | Burtis, | | Linn, |
| | Budd, | | Larason, |
| | Conover, | | Pettit, |
| | Caldwell, | | Springer, |
| | Dellicker, | | Seely, |
| | Platt, | | Wade,—18. |

Mr. Bray moved to strike out the preamble of said joint-resolution:

Which was agreed to.

The question being upon ordering the said joint-resolution to a third reading;

Mr. Blane called for the yeas and nays;

Which were ordered.

And upon the question, shall this joint-resolution have a third reading?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Bleecker, | | Logan, |
| | Chetwood, | | Lalor, |
| | Cooper, | | Ladow, |
| | Corsen, | | Molleson, |
| | Doremus, | | Ogden, |
| | Dickerson, | | Pierson, |
| | Duryee, | | Riggs, |
| | Davis, | | Richards, |
| | Edgar, | | Strader, |
| | Flummerfelt, | | Springer, |
| | Fries, | | Tuttle, |
| | Gifford, | | Talmage, |
| | Hull, | | Valentine, |
| | Haight, (Sp.) | | Young,—30. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Messrs. | Hall, |
| | Bray, | | Hunt, |
| | Brown, | | Johnes, |
| | Burtis, | | Linn, |
| | Budd, | | Larason, |
| | Conover, | | Pettit, |
| | Caldwell, | | Seely, |
| | Dellicker, | | Wade,—17. |
| | Flatt, | | |

Mr. Alexander asked and obtained leave to introduce a bill entitled "An act to authorise a Savings Fund in the city of Trenton, being a further supplement to an act to incorporate a company to erect a water power in the city of Trenton and its vicinity;"

Which was read and ordered a second reading.

Mr. Alexander moved to dispense with the rules of the House, in order to take up the joint-resolution from Council, relative to the appointment of Assistant Clerks, upon its third reading;

Upon which motion the yeas and nays were called for and ordered;

And upon the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Logan, |
| | Bleecker, | | Lalor, |
| | Chetwood, | | Molleson, |
| | Cooper, | | Ogden, |
| | Doremus, | | Pierson, |
| | Dickerson, | | Richards, |
| | Duryee, | | Strader, |
| | Edgar, | | Springer, |
| | Flummerfelt, | | Tuttle, |
| | Hull, | | Talmage, |
| | Haight, (Sp.) | | Valentine, |
| | Jobs, | | Young,—25. |
| | Johnes, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Fries, |
| | Blane, | | Hall, |
| | Brown, | | Hunt, |
| | Burtis, | | Linn, |
| | Budd, | | Larason, |
| | Conover, | | Ladow, |
| | Corsen, | | Pettit, |
| | Dellicker, | | Seely, |
| | Davis, | | Wade,—19. |
| | Flatt, | | |

Mr. Hull asked and obtained leave to introduce a bill entitled "An act to incorporate into a new and separate township, parts of the townships of Newton, Frankford and Hardyston, in the county of Sussex, to be called the township of Lafayette;"

Which was read, ordered a second reading and to be printed.

Mr. Doremus asked and obtained leave to introduce a bill entitled "An act to incorporate the Fort Lea and New York Steam Boat company;"

Which was read and ordered a second reading.

Mr. Gifford called up the bill from Council entitled "A supplement to an act entitled an act to authorise trustees therein named, to sell and convey certain real estate of George Corlies, late of the county of Monmouth, deceased;"

Which was read a second time, agreed to, and ordered to a third reading.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed a bill entitled "An act for the protection of canals within this state;"

To which bills the assent of the House of Assembly is requested.

Council have passed the following bills from the House of Assembly, viz:

"An act to dissolve the marriage contract between Abigail Ely and William her husband."

"An act to authorise Isaac G. Farlee and Samuel D. Stryker, executors of the last will and testament of John Prall, deceased, to pay over a certain legacy therein mentioned, without amendment.

I also, by direction of the Council, do communicate to the House of assembly certain resolutions of the legislatures of Maryland and Vermont, transmitted by the Governors of said states to the Governor of New Jersey, for the purpose of being laid before the Legislature of this state.

EXECUTIVE DEPARTMENT,
Annapolis, January 18, 1837.

Sir:—I have the honour to transmit you a copy of a Preamble and Resolutions adopted and passed by the General Assembly of this state, in relation to an extension of the Franking Privilege, to the Governors and other state functionaries of the several states; and respectfully request your excellency to submit them to the Legislature of the state over which you preside.

With high consideration,
I have the honor to be,
Your Excellency's ob't serv't.
THO. W. VEAZEY.

His Excellency, PHILEMON DICKERSON,
Governor of New Jersey.

*By the House of Delegates*, December 31, 1836.

WHEREAS, the several sovereign States which now compose this nation, have yielded up and forever surrendered to the government of the United States, many sovereign rights and privilegs, and among them the mail establishment and the regulation and entire control thereof, which has become a source of much revenue to the country, and an object of peculiar advantage and benefit to national Officers, who in the enjoyment of the franking privilege, have been enabled to send much valua-

ble information to their constituents on subjects deeply interesting and important to them, as citizens of this free and enlightened republic; and believing from the present prosperous condition of the Post Office Department, that the time has arrived for the more general diffusion of the advantages and benefits which would flow from a further extension of the franking privilege. Therefore,

Resolved, by the General Assembly of Maryland, That the franking privilege should be extended to the several Governors of the sovereign States composing this Union.

Resolved, That the franking privilege should be extended to the members and chief clerks of the several Legislatures of the States of this Union, during their sessions, if the same can be granted without interference with the proposed reduction on private postages.

Resolved, That His Excellency the Governor be, and he is respectfully requested to send a copy of the above Preamble and Resolutions, to the Governor of each of the States of this Union, with a respectful request, that the same may be presented to their several Legislatures.

Resolved further, That the Governor be, and he is hereby respectfully requested to send a copy of the above Premable and Resolutions to the Senators and Representatives of this State, in the Congress of the United States, and solicit their earnest and diligent exertions, to obtain an act of Congrss to carry into full effect the purpose and intention of the above resolutions.

We certify the foregoing to be a true copy of resolutions which passed both branches of the Legislature of Maryland, at December session, 1836.

Given under our hands this 16th January, 1837.

GEORGE G. BREWER, Clk. House Del. Md.
JOS. H. NICHOLSON, Clk. Senate Md.

EXECUTIVE DEPARTMENT, VERMONT,
Montpelier, Nov. 18, 1836.

Sir:—In compliance with the request of the General Assembly of this state, I have the honour to transmit the subjoined resolutions, with the request that they may be communicated to the Legislature of your state.

Very respectfully,
Your obedient servant,
S. H. JENISON.

His Excellency,
The Governor of New Jersey.

Resolved, by the General Assembly of the state of Vermont, That neither Congress nor the State Governments, have any

constitutional right to abridge the free expression of opinions, or the transmission of them through the public mail.

Resolved, That Congress do possess the power to abolish slavery and the slave-trade in the District of Columbia.

Resolved, That his Excellency, the Governor, be requested to transmit copies of the foregoing resolutions, to the Executives of each of the States, and to each of our Senators and Representatives in Congress.

*In House of Representatives, Nov.* 15, 1836.

Resolutions read and passed.

A. L. MINER, *Clerk.*

*In Senate, Nov.* 16, 1836.

Read and resolved to concur.

N. WILLIAMS, *Secretary.*

The bill from Council entitled "An act for the protection of canals within this state,"

Was read and ordered a second reading.

Mr. Alexander moved that the resolutions from the state of Vermont be referred to a committee;

Which was not agreed to.

Mr. Lalor called up the bill entitled "An act to incorporate the Nottingham Beet Sugar company;"

Which was read a second time by sections and agreed to.

Mr. Hunt moved that the further consideration of the same be postponed;

Which was agreed to.

Mr. Tuttle called up the bill entitled "An act to incorporate the Newark Fire department;"

Which was read a second time by sections and agreed to, and ordered to be engrossed for a third reading.

Mr. Bray asked and obtained leave to introduce a bill entitled "An act to incorporate the Hunterdon rail road company," and moved that the same be reinstated in its original place on the files of the House;

Which was agreed to.

Mr. Chetwood called up the bill from Council entitled "An act to incorporate the Citizens and Mechanics' Bank of Elizabeth;"

And while the same was under consideration,

The House adjourned to to-morrow morning at ten o'clock.

THURSDAY, February 16, 1837.

At ten o'clock the House met.

Mr. Alexander presented remonstrances from several hundred of the inhabitants of Middlesex, against the passage of a law submitting the question of the location of the Court House to the voters of that county;

Which were laid upon the table.

Mr. Doremus presented a petition from certain persons of Bergen, relative to Battalion training;

Which was read and referred to Messrs. Doremus, Alexander and Fries.

Mr. Hall presented a petition from certain citizens of Hunterdon respecting the regulation of the grain measure;

Which was read and ordered to lie upon the table.

Mr. Valentine presented a petition from the heirs of Benjamin Warne, deceased, praying the passage of a law to authorise the sale of real estate of said deceased;

Which was referred to Messrs. Valentine, Cooper and Hull.

Mr. Doremus presented a remonstrance from certain inhabitants of Bergen, against the passage of the bill relative to the Fort Lee and New York Steamboat company;

Which was ordered to lie upon the table.

Mr. Hull from the committee upon that subject, reported a bill entitled "An act to divorce Nancy Adams from her husband George Adams;"

Which was read, ordered a second reading, and that the printing of the same be dispensed with.

Mr. Valentine from the committee upon that subject reported as follows:

A majority of the Committee, to whom was referred the subject of the deposite, and distribution of the surplus revenue of the United States, that is and may be apportioned to this state—ask leave to REPORT:

That by a statement of the secretary of the treasury of the United States, it appears that on the first day of January last, the amount of money to be deposited with the state of New-Jersey, according to the provisions of the act of Congress to regulate the public deposite, passed June 23d, 1836, amounts to the sum of one million, nineteen thousand five hundred and sixty

dollars; a quarter part whereof, amounting to $254,890, according to said act of Congress, and in pursuance of a law of this state, passed at the first session of the present legislature, is now in our treasury, producing no income to the state or the people. By the said act of the legislature, empowering the governor, treasurer, and speaker of the House of Assembly, to receive our proportion of said surplus, and pledge the faith of the state for the safe keeping and repayment thereof, as stated in the said act of Congress, not only the faith or honor, but the property of the state, and the property of all the citizens thereof, is also pledged for the faithful execution of the trust thereby assumed. It now becomes a serious question, as to the manner in which we shall dispose of this deposite, so that the safety of the state, and the citizens thereof, shall be most effectually secured. We now have the money, and in the present day of enterprise, it is presumed no one would advocate a measure which would render it inactive and useless, lock it up in a strong box, and put a guard upon it, so as to have it safe in case it should at some future time be called for. We have then to devise some means by which it may be invested, so that the people may derive a benefit from its use. A majority of your committee are fully aware, that many difficulties will present themselves to any plan which may be proposed; and in making this report, they have endeavoured to be governed by those considerations which appeared to them the least exceptionable, and at the same time, most conducive to the public benefit. The proposition of placing this deposite, either in the hands of the trustees of the school fund, or in the hands of any number of persons appointed yearly, or otherwise by the legislature, and by them to be invested, is, in the opinion of your committee, liable to very serious objections; although those who now compose that board, are persons of the highest integrity and responsibility; and those who are to succeed them, may possibly be of the same character—yet it is believed, that to place under the control of a small body of men, the means of so extensive an influence as a trust of this kind would furnish, might not be without danger to the purity of our institutions, and furnish an inducement for designing persons to take undue measures, to promote the election of such as would favour their views. And besides, the only security that the people can have, that they would not be called upon, to raise this deposite by direct taxation, if called for by the general government, would consist in the honesty and discretion of those who for the time being, might constitute the board having the control of the money. Another argument which has had its weight with the committee, arises from the manner in

which this fund or deposite money has been accumulated. Coming originally from the people, the benefits to be derived from the use thereof, justice would seem to require, should be as equally enjoyed by them, as its safety and their interest would permit. If it should be controlled by a *single board*, it is thought this object would not be likely to be attained; but that incorporated companies, for banking or manufacturing purposes, or for internal improvements, would be most likely to be the successful applicants, to the entire exexclusion of the agricultural, mechanical, or commercial part of the community. Your committee are further of the opinion, that a fund of such magnitude, as may hereafter fall to the share of this state, should be so invested, that the public mind would rest entirely satisfied as to its security—which it is apprehended would hardly be the case, were it loaned to incorporated companies, in consequence of the limited opportunities possessed by the people generally, to judge of the solvency of institutions of this kind. And besides this mode of investment might operate unequally, by the accommodation of companies located in one section of the state, rather than in another, and thereby create sectional jealousy and discontent, which it should at all times be the care of the legislature to prevent. For these and various other reasons, which it is not thought necessary here to enumerate, the committee would not approve of placing this fund under the charge of any board appointed by authority of the legislature. And for good reasons, also, as they apprehend, would they disapprove of appointing any one or more persons, with directions to loan the money among the citizens of the state. The dangerous influence conferred by the powers thus to controul this amount of capital invested in different parts of the state, furnishes a sufficient reason why this mode should not be adopted, to say nothing of the difficulties and expense, and doubts, as to security, which must necessarily attend it. Another method to loan it under the immediate direction of the legislature, has also been suggested. It is believed, however, that a very slight consideration will fully satisfy the House that this plan will by no means be feasible; one other plan remains to be noticed—one, which in the opinion of your committee, is liable to fewer objections, and better calculated to promote the public good, and at the same time affording the most ample security. This a majority of your committee would recommend to the favorable consideration of the legislature, viz:—That an act be passed to distribute the surplus revenue, now or hereafter to be apportioned to this state, among the several counties in an equitable ratio, on condition that the faith

of the counties shall be pledged for the safe keeping and return thereof, in the same manner that this state is now pledged to the general government; and on condition that no part thereof, shall be paid in fees to the officers of the county. If a measure of this kind, should receive the approbation of the legislature, it is thought much good will be effected by putting into circulation so much actual capital in the several portions of the state, and would in some measure supply the deficiency occasioned by the severe drain, which has been made of our circulating medium within the past year. The committee are not without the knowledge of the objections, which have by some been made to the above plan; but on the most mature consideration, they believe that the apprehensions of the opponents thereof, will be found in practice to be without any good foundation. It has been alledged that if the money should be apportioned among the counties, that it would introduce into our town-meetings, a strife for the election of such officers, as would accommodate particular favorites—and that the safety and usefulness of the money would be thereby much endangered. Whatever strength there may be in the foregoing objections, your committee believe, will apply with double force against an investment by the trustees of the school-fund, or any other board to be appointed by the legislature. For the strife would not only commence at the ballot-box, at the election of the membrs of the legislature, but after they are elected, there would be every inducement for designing persons to have such elected, as they might suppose favourable to their views, either as trustees of the school fund, or members of a board of loan commissioners. The competition (if any is to be feared) would be transferred from the inferior authorities, to the very *fountain of legislation*. Of the two evils, no one need long hesitate which to choose. But your committee have confidence in the capacity of the people, to manage their own concerns; and to suppose otherwise, is to distrust the very basis upon which rests every thing that is excellent in our government; and to concede at once to the despots of the earth, that man is not capable of self government; a point which we are by no means disposed to yield.

The only question which remains, is the application of the interest. If we were to follow the dictates of our own judgment upon this subject, we would say, *leave this also with the people*, and let *them* manage that which *belongs* to them, in their own way. But from the strong indications which have been made of public sentiment, we are disposed to recom-

mend that it be added to the apportionment of the school-fund, sent into the several townships, for the purpose of education; and accordingly ask leave herewith, to report a bill embracing the foregoing recommendations.

CALEB H. VALENTINE,
*Chairman of majority of Comm'*
J. W. CALDWELL,
AMOS CORSON,
DAVID TALMAGE,
HENRY DOREMUS,
WM. BURTIS,
JOHN STRADER,
*Members of majority of Comm*

February 14th, 1837.

On motion, ordered, That five hundred copies of the said report be printed.

Mr. Valentine from the same committee reported a bill entitled "An act making provisions for the deposite and distribution of so much of the surplus revenue of the United States as now is or may hereafter be apportioned to and received by this state;"

Which was read, ordered a second reading, and to be printed.

Mr. Tuttle from the committee upon that subject reported a bill entitled "An act to incorporate the Newark Ship canal and rail road company;"

Which was read and ordered a second reading.

Mr. Tuttle from the committee upon that subject reported as follows:

The joint-committee, to whom was referred so much of the Governor's message as relates to Common Schools, beg leave to report:

Your committee entertain but one opinion as to the primary importance of an effective Common School System; and they cannot but advert, with satisfaction, to the increasing interest which is manifested by the people on the subject of popular education. Enlightened opinion has long since decided that this is the spring of mental, social and civil advancement; and that to foster institutions of learning, is to multiply the physical resources, and to increase the moral strength of a community. It is impossible to estimate the benefits which result to our political institutions, from mental culture, and a general diffusion of the principles of virtue. They secure indus-

try, enterprise, advancement in the useful art and social order. Intellectual improvement, in adding vigour and firmness to the public mind, and enlarging the general sphere of observation, moulds the features of national character. And to the prosecution of so worthy and ennobling an object, it is the duty of the legislature to give its first and chief attention.

Six years have elapsed since a practical improvement of our Common School System was designed and authorised by law. By the act of 16th February, 1831, it is provided. that the several boards of trustees of common schools, shall transmit to their respective school committees, on or before the first Monday of April in every year, a statement of the average number of scholars, which have been taught in the schools during each quarter; and the said committees shall render to the clerk of the board of chosen freeholders of their respective counties, a statement embracing the number of common schools duly organixed, the number of scholars taught therein, and the amount of public money received and expended; which statements shall be condensed by the said clerks into a report, and transmitted to the trustees of the school fund, to be laid before the legislature in a condensed form. And in view of the great advantages which might reasonably be expected to spring from a good system of popular education, your committee early turned their attention to the operation of these important provisions of our present law. Such a retrospect it was thought would be favourable for presenting much interesting and useful information from official sources to encourage the friends of the cause of education, to persevere in the work of human improvement. Such however has been the indifference of the respective school officers, and the general apathy on this subject, that it is believed there is not a single report affording a true criterion by which the legislature can determine whether any, and what equivalent has been rendered for the expenditure of public funds heretofore appropriated. Your committee are therefore in possession of no minute information from which a satisfactory review of the operations of the existing law can be made. They believe, however, that it possesses inherent and radical defects. Some few salutary provisions may hold out delusive promises of benefit; but a thorough revision of the law is requisite to work an effectual reform. Without a material alteration, the great ends and purposes of the founders of popular instruction in this state, will not be fully developed. In corroboration of these general statements, and not to extend the length of this report beyond the usual limits, your committee would refer to the report upon this branch of the subject, made by a committee appointed during the session of 1834-5. Considering the

admitted correctness and ability of that report, the following statement is well entitled to grave consideration. After reviewing the acts of 1829 and 1831, respectively, it says "yet this is the only system of common schools (if system it can be called,) which has existed in New Jersey for the last four years. It could hardly have resulted otherwise than in a total failure to produce any of the beneficial ends for which it was designed. About $100,000 have been expended, a sum nearly equal to one-half of the school fund; and the committee have looked in vain for evidence, for any good that it has done. The expenditure has not only been useless, but it has been absolutely pernicious. It has retarded, instead of advancing the cause of education," &c. And your committee are compelled to say, that as time advances, the defects of the system are becoming conspicuous; and public benefactors cannot consistently protract a remedy for the evil. Is it to no purpose that in other states and countries, schools are carefully inspected, and necessary information obtained and condensed for public information? Ought not teachers to be distinguished as a class from the rest of society, by their attainments in science, and high elevation of moral principle? Ought not extraordinary measures to be adopted, to establish and sustain schools in sparsely populated districts, where the people, seldom conferring together upon subjects relating to the common welfare, cannot be expected to co-operate with spirit in associations for the amelioration of the human character? And does not the beauty of every system of improvement, consist in its exact adaptedness to elevate all classes without distinction? And yet for these and many other important features of a good arrangement, the present system does not provide, and in this respect at least must be grertly defective.

The school fund, as appears by the late treasury report, amounts to the sum of $242,593 68. Of the revenue, twenty thousand dollars are annually appropriated by law and distributed for purposes of education. To the latter sum, it is generally admitted, that, at a proper time, the interest of the State's quota of the "Deposite Fund" will be added; which would increase the annual appropriation to not less than eighty thousand dollars. It is apparent, that this large sum when further increased by the amounts raised in the several townships for the support of schools, may, under proper checks and regulations, extend every necessary facility for public instruction, in nearly an equal degree, to all classes of youth throughout the state.

But, until some system is devised by which *reformed* education shall extend its influences over the different parts of soci-

ety, and be made to perform its proper function, your committee recommend that the present annual appropriation should not be increased, and that the interest of the surplus fund shall accumulate to be disposed of hereafter. This course is recommended under the belief that the legislature will, at an early period, have effected great improvements in our common school arrangement. This cannot be thoroughly done at present. For want of the requisite investigation of the schools in the several townships, which should have been made heretofore, and a want of knowledge as to the extent of the abuses and defects of the law of 1831, the legislature cannot be expected to entertain an unanimous feeling as to the details of a new system. They can only aim at, without expecting at once to accomplish valuable results. In the present state of popular information, great difference of opinion necessarily exists as to the best mode of successfully prosecuting the cause of education.—Doubtless great improvements might be made forthwith, and more general benefit secured than is realized at present. But your committee are of opinion, that to attempt at this time, a mere modification, might tend to prevent an early and thorough revision of the existing system. This age demands that the principles of education should be so thoroughly understood as to prove the great instrument by which the true dignity of human nature may be advanced ; that it should promote intellectual attainment and moral reformation to the greatest extent. If the legislature, however, consider it most expedient to proceed with this subject during the present session your committee recommend that the revision should embrace the following particulars:

1. Let there be a Board of Education, composed of such men as shall have time and inclination to give to this department, all that attention which its importance demands, with authority to make all such regulations in relation to the Common School System, as shall not be inconsistent with the laws and constitution of the state. No powers need be given to such a board, from the exercise of which there could be the least reason to apprehend any danger. The law might make provision for every exigency which could be foreseen ; and then confide a degree of discretion to such a Board in relation to other matters, as might be necessary to complete the execution of the general plan.

2. To this should be superadded the office of Superintendent of common schools. It is requisite that the time and talents of one man should be wholly devoted to the formation and execution of a good system. This officer should possess peculiar qualifications, and be disposed to give his whole attention to

the promotion of the intelligence and virtue of the rising generation. If suitably qualified, and constantly devoted to the cause, he would give life and animation to it, and be continually increasing its usefulness. He might collect information and diffuse it through all parts of the state; prepare the necessary instructions for those engaged in carrying the system into effect; secure seasonable and accurate reports from the various districts; and exert a happy influence in introducing the best books to the exclusion of those with which the country is so frequently flooded, through the ignorance and cupidity of interested individuals.

3. The condition upon which the townships should receive their quota of the public bounty, should be, that they respectively raise at least as much by tax as they receive from the public treasury; this amount to be added to that received from the state, and to be appropriated with it. The experience of other states, as well as our own, has demonstrated that direct personal contribution is indispensable to excite an interest in this cause. In the townships where the largest sums of money have been assessed for this object, schools have flourished accordingly, and a higher standard of education has been proportionately attained.

4. Let the School Committee of each township divide the whole territory into districts, subject to the revisal of township meetings; making as few alterations as possible in existing locations, and allowing any district to have one school, or more, at its option.

5. Let each district elect trustees, and be empowered to raise money by tax, to erect and support a school house, provide it with fuel, and defray all other expenses, except the wages of the teacher. Each district should be required to have a school kept by a competent teacher, at least six months per annum.

6. The duty of the trustees should be to provide a teacher, and make the necessary returns to the school committe of the township. When the public money is not sufficient to pay the wages of the teacher, these officers should apportion and collect the balance, to be paid by the parents, according to the attendance of the children. The trustees should also determine what books shall be used in the school, and furnish them to such pupils as may not be otherwise supplied. When the parents are not able to pay for them, let the expense be added to the contingent expenses of the school.

7. Each district might be authorised to raise money to furnish the school house with apparatus, and such a library as would be adapted to promote the improvement of teacher and pupils. Periodicals and works on education to some extent might be highly useful.

8. Your committee cannot conceive why provision should not be made by law for compensation to all officers, from whom any services for the benefit of schools are derived, while employed in their respective duties, according to the rate of other public services of equal importance. Where no suitable compensation is provided to the officer, every day's experience fully proves that the public interest suffers. In this department especially, it is emphatically true, that "the laborer is worthy of his hire."

9. The public money should be distributed among the several districts in proportion to the actual attendance of pupils, of which an accurate account should be kept by the teacher. A particular time should be fixed for a report from each teacher, so as to enable the several subordinate boards to make their returns to the Board of Education; by whose report, the trustees of the school fund should make the annual appropriation, in season to communicate information to the townships before the annual meetings.

10. Upon the subject of teachers, your committee would recommend that each of the township meetings should appoint three or more persons as inspectors of schools. Let it be their duty to examine and license teachers, and recommend to them from time to time such measures as may be thought will prove conducive to the best interests of the schools. It is important that these officers should be selected with great caution, both as to their acquaintance with the subject, and their removal from any temptations to be unfaithful in the execution of their trust. Without intelligent and faithful teachers, little can be expected. On this depends in a great degree the efficiency of the whole system. The ordinary licenses should be for one year, and only for the townships for which they are granted. This will give room for the inspectors to exercise some discretion as to what degree, and how fast it is practicable to advance the qualifications of teachers. It is to be regretted that so few are fitted to discharge the responsible duties of that station; and, in general their qualifications need to be greatly increased; but it will be imposible to effect this desirable result at once. To encourage the attainment of higher qualifications, an appropriation of a suitable sum annually, to furnish in the respective counties a

course of lectures on school keeping, to be free for the attendance of any who desire it, would not be misapplied. Each course should be sufficiently extended to qualify the beneficiaries for the profession; and these persons after an attendance upon a full course of lectures, and passing a satisfactory examination, should be entitled to a teacher's license, to run for a longer period than is given to those who merely pass the ordeal of the inspectors.

Provisions similar to the foregoing, it is believed, would extend to pupils great facilities of improvement; secure a greater proportion of competent teachers; create a lively interest and spirited performance of duty among the several school officers; result in a plan of strict accountability in the various departments; greatly raise the standard of education; and thus give a prominence and respectability to the cause of science, which it has never obtained in this state. But as the subject is one on which, as to its details, there may be very easily great diversity of opinion, it is questionable whether the legislature is prepared to adopt any system at this session. The foregoing outlines have been presented more with a view of showing the feasibility of so modifying our law, that the sphere of its operation may be greatly extended. For a full discussion and investigation of these principles, in consequence of the shortness of the legislative period which remains, and the multiplicity of public and private business, it is useless to hope; and it is with deference suggested, that any modification except as is hereafter proposed, should be committed to others. Facts which are necessary to enable your Committee to present the subject in that point of view, to meet the several objections which sectional and other interests may raise, cannot be ascertained. To the trsutees of the school fund, and to the clerks of the boards of freeholders, we have looked for information and with one accord join in the language of the late governor, "on all these subjects we are profoundly ignorant." Is it not a reproach upon our State, that a system so defective, and in every respect so ill adapted to exalt the character of New Jersey, should have had existence so long; and that no official evidence of its various defects, can be obtained, by which the dormant senses of the people may be aroused, and the legislature be induced to reflect upon the serious consequences of a protracted neglect of this branch of the public business.

In accordance with one of the foregoing suggestions, your Committee would recommend that authority be vested in the Governor to appoint a Board of Education, who shall be charged with the investigation of the subject; and that they, at as early

a period as is practicable, mature such a plan as may be adapted to the actual condition of the State. This measure should unquestionably be adopted without delay. Until the Legislature provide a mode of enlisting a number of our most intelligent citizens well informed as to the progress of this cause in other states and countries, who will devote their time and talents to the subject, we cannot expect to have an efficient system, or effectually to correct the evils which it is universally admitted spring from the operation of the present law. The importance of the cause calls for the serious and laborious thought and deliberate investigation of such a Board, and an elaborate report of facts and arguments which shall waken up a spirit of reflection among the people. Public policy demands that the early attention of the enlightened should be directed to this matter; that there shall be no further neglect or omission on the part of her state representatives to insure a permanent foundation for a more comprehensive system of schools.

It cannot, however, be expected that the proposed Board would be able to devote so much of their time as to visit and inspect the Common Schools throughout this state. Their duty will in other respects, be laborious and responsible. To collect the necessary information, some well qualified person should be appointed to confer with the friends of education in every section of the state as to their peculiar views upon the subject; acquaint himself with the present operation of the respective Schools, and to report at large to the Board of Education within a reasonable time, in order that a wise and liberal system may be recommended at an early period to the next Legislature. Few persons could do justice to this department. The Board of Education, with whom it is proposed to leave the appointment of this officer, would doubtless, in the enlightened exercise of their duty, select a superintendent having regard to his experience and efficiency. He ought to combine all those peculiar traits of character which insure the regard and confidence of the public. The services of such an officer employed in the investigation of our Common Schools, would be invaluable. It could not be otherwise, than that much necessary and indispensable information would be derived from his enquiries, and the intellectual and moral character of the State be greatly improved through his agency. The salary of this officer would not prove a burden on the finances. After careful inquiry upon this subject, your Committee is led to believe that an annual appropriation of twelve hundred dollars would insure an active and intelligent superintendent. As to the necessity of procuring such an officer, the friends of Education have not, for several years past, differred in opinion. And while the provisions of the

existing law are known to be in a great measure inoperative and insufficient—and the just expectations of the public mind are anxiously suspended upon the result of the information which can be derived through no other channel, will the legislature hesitate to appropriate so comparatively small a portion of the public funds to this particular object, and again procrastinate that thorough investigation which will expose and tend to eradicate those formidable evils connected with, and inseparable from the present system? On the result of a careful examination, rest the last hopes of the friends of an efficient Public Education.

On behalf of a majority of the Committee.

JOSEPH N. TUTTLE, *Chairman.*

February 16, 1837.

On motion, ordered, that five hundred copies of the same be printed.

Mr. Tuttle from the same committee reported a bill entitled "A supplement to an act entitled an act relative to Common Schools, passed the sixteenth day of February, eighteen hundred and thirty-one;"

Which was read, ordered a second reading and to be printed.

Mr. Riggs from the committee to whom was recommitted the bill entitled "An act to incorporate the Weehawkin Turnpike company," reported the same with amendments;

Which were read and agreed to, and the bill ordered to be re-engrossed.

The engrossed bill entitled "An act to authorise Jeremiah King to make sale of certain real estate late of Jeremiah King, deceased,"

Was taken up, read a third time and compared, and

On motion of Mr. Flammerfelt, the further consideration of the same was ordered to be postponed.

The engrossed bill entitled an act to relieve Reuben Clark, late of the county of Gloucester, and now set off for the county of Atlantic,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence

The bill from Council entitled "A supplement to an act entitled an act to authorise trustees therein named to sell and convey certain real estate of George Corlies late of the county of

Monmouth, deceased, passed February seventh, eighteen hun- and thirty seven;"

Was read a third time.

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Haight, (Sp.) |
| | Brown, | | Hunt, |
| | Bray, | | Jobs, |
| | Burtis, | | Lalor, |
| | Budd, | | Ladow, |
| | Chetwood, | | Molleson, |
| | Conover, | | Ogden, |
| | Cooper. | | Pettit, |
| | Caldwell, | | Richards, |
| | Doremus, | | Strader, |
| | Dellicker, | | Springer, |
| | Duryee, | | Seely, |
| | Davis, | | Tuttle, |
| | Flatt, | | Talmage, |
| | Flummerfelt, | | Valentine, |
| | Fries, | | Wade, |
| | Gifford, | | Young,—35. |
| | Hull, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Messrs. | Larason, |
| | Edgar, | | Riggs,—5. |
| | Johnes, | | |

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

The engrossed bill entitled "An act to authorise the Bergen Free-stone company in the county of Bergen to construct a rail road from their quarry in the township of New Barbadoes to the Hackensack river,"

Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Haight, (Sp.) |
| | Bleecker, | | Hunt, |
| | Bray, | | Jobs, |
| | Brown, | | Johnes, |
| | Blane, | | Logan, |
| | Burtis, | | Larason, |
| | Budd, | | Lalor, |
| | Chetwood, | | Molleson, |
| | Cooper, | | Ogden, |
| | Caldwell, | | Pierson, |
| | Corsen, | | Pettit, |
| | Doremus, | | Riggs, |
| | Dellicker, | | Richards, |
| | Duryee, | | Strader, |
| | Davis, | | Springer, |
| | Edgar, | | Seely, |
| | Flatt, | | Tuttle, |
| | Fries, | | Talmage, |
| | Hull, | | Wade,—39. |
| | Hall, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Flummerfelt, | Messrs. | Valentine, |
| | Linn, | | Young,—4. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Alexander moved to take up the order of the day, being a bill entitled "An act directing the mode of determining the seat of justice in the county of Middlesex," for the purpose of having the same postponed, and made the order the day for Wednesday next;

Whereupon the House took up said bill, and refused to postpone the same.

The first section of said bill was then read, and while under consideration,

Mr. Alexander moved to strike out the word 'Spottswood,' and insert in lieu thereof the words *some other place*, in the first section of said bill.

Mr. Chetwood moved to amend the amendment by striking out all of the first section after the enacting clause.

Mr. Valentine moved to strike out the whole section,

Which was agreed to.

Mr. Alexander asked and obtained leave to withdraw the bill and papers from the files of the House.

Mr. Bray asked leave to call up the bill entitled "An act to incorporate the Hunterdon rail road company," for the purpose of reconsidering the vote given yesterday upon its final passage;

Upon which question Mr. Hunt called for the yeas and nays, which were ordered;

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Hall, |
| Bray, | Haight, (Sp.) |
| Brown, | Johnes, |
| Blane, | Linn, |
| Burtis, | Logan, |
| Budd, | Larason, |
| Chetwood, | Lalor, |
| Conover, | Molleson, |
| Cooper, | Ogden, |
| Corsen, | Riggs, |
| Doremus, | Richards, |
| Dellicker, | Strader, |
| Duryee, | Tuttle, |
| Davis, | Talmage, |
| Edgar, | Wade,—33. |
| Fries, | |

NAYS.

| | |
|---|---|
| Messrs. Caldwell, | Messrs. Pierson, |
| Flatt, | Pettit, |
| Flummerfelt, | Springer, |
| Hunt, | Seely, |
| Jobs, | Valentine, |
| Ladow, | Young.—12. |

Mr. Bray moved to recommit said bill for the purpose of amending the same.

Mr. Valentine moved to amend the motion by instructing the committee to report the said bill with the following amendment offered by Mr. Hunt, to be added to the end of the sixth section:

Provided nevertheless, That it shall not be lawful for the said company to lay out or construct the said rail road until the consent of the Delaware and Raritan canal and the Camden and Amboy railroad and transportation companies, or their successors or assigns be first had to the same, under the hands and seals of the Presidents and secretaries thereof, setting forth the assent of the directors of said companies, which assent shall be filed in the Secretary's office of this state, there to remain of record.

Mr. Bray moved a call of the House; which was ordered:

And upon calling the roll of members, the following answered to their names:

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Fries, |
| Bray, | Gifford, |
| Brown, | Hull, |
| Blane, | Hall, |
| Burtis, | Haight, (Sp.) |
| Budd, | Hunt, |
| Chetwood, | Jobs, |
| Conover, | Johnes, |
| Cooper, | Linn. |
| Caldwell, | Logan, |
| Corsen, | Larason, |
| Doremus, | Lalor, |
| Davis, | Ladow, |
| Flatt, | Molleson, |
| Flummerfelt, | Ogden, |

| | |
|---|---|
| Messrs. Pierson, | Messrs. Seely, |
| Pettit, | Tuttle, |
| Riggs, | Talmage, |
| Richards, | Valentine, |
| Strader, | Wade, |
| Springer, | Young,—42. |

Mr. Bray moved that the Sergeant-at-Arms be despatched after the absent members;

And while the same was under consideration,

The House adjourned to this afternoon at three o'clock.

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At three o'clock the House met.

The engrossed bill entitled "An act to incorporate the Millstone and New Brunswick rail road,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act relative to habitual drunkards,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Dellicker, |
| Bleecker, | Davis, |
| Bray, | Flatt, |
| Blane, | Fries, |
| Burtis, | Hull, |
| Budd, | Haight, (Sp.) |
| Chetwood, | Hunt, |
| Cooper, | Jobs, |
| Caldwell, | Logan, |
| Corsen, | Lalor, |
| Doremus, | Ladow, |

Messrs. Molleson,
Ogden,
Pierson,
Pettit,
Riggs,
Richards,
Springer,
Seely,
Tuttle,
Talmage,
Wade,
Young,—34.

NAYS.

Messrs. Brown,
Conover,
Edgar,
Flummerfelt,
Gifford,
Hall,
Johnes,
Linn,
Larason,
Strader,
Valentine,—11.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled "An act to incorporate the Washington mining company,"

Was taken up read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bray,
Brown,
Blane,
Chetwood,
Cooper,
Caldwell,
Corsen,
Doremus,
Dellicker,
Edgar,
Flatt,
Flummerfelt,
Fries,
Gifford,
Hall,
Hull,
Haight, (Sp.)
Jobs,
Johnes,
Linn,
Larason,
Ladow,
Molleson,
Ogden,
Pierson,
Riggs,
Richards,
Strader,
Springer,

| | |
|---|---|
| Messrs. Seely, | Messrs. Valentine, |
| Tuttle. | Wade, |
| Talmage, | Young,—36. |

NAYS.

| | |
|---|---|
| Messrs. Burtis, | Mr. Logan,—3. |
| Budd, | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

The engrossed bill entitled "An act to incorporate the Newark Fire department,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Valentine offered the following:

Resolved, that the Treasurer of this state be requested to inform this House if any, and if any, what amount of money will be necessary to be raised by direct taxation, to defray the ordinary expenses of the state government for the present year after appropriating the probable receipt of money to be received from the delaware and Raritan canal and Camden and Amboy rail road and transportation companies for transit duties and dividends on the two thousand shares of stock transferred to the state by the aforesaid companies.

Resolved, That the Clerk be directed to notify the Treasurer of the passage of the above resolution.

Mr. Chetwood moved to amend the same by annexing thereto the following:

Resolved, That the Treasurer be requested to inform this House what amount has been received from the said companies during the present year;

Which was agreed to.

The question then recurring upon agreeing to the said resolutions,

The same were agreed to.

Mr. Alexander asked and obtained leave to call up the bill entitled "An act to revoke the powers of the receivers of the Bank of New Brunswick," and moved that the same be recommitted;

Which was agreed to.

Mr. Chetwood called up the bill from Council entitled "An act to incorporate the Citizens and Mechanics' Bank of Elizabeth," being the unfinished business of yesterday,

And while the same was under consideration,

Mr. Riggs moved to amend the twelfth section of said bill by striking out the word 'sixty,' and inserting the words *one hundred*, so as to read:

'That it shall not be lawful for the said bank to issue any notes or bills until an affidavit of the president and cashier shall have been made and filed in the office of the secretary of state, stating that *one hundred* thousand dollars of the capital stock, &c.

Which was not agreed to.

The said bill was then further progressed in, agreed to, and ordered to a third reading.

Mr. Chetwood moved to reconsider the vote upon the final passage of the bill from Council entitled "An act to regulate and protect the fisheries in the North and South branches of the Shrewsbury river in the county of Monmouth;

Which was agreed to.

Mr. Gifford moved that the said bill be recommitted;

Which was agreed to.

Mr. Alexander from the committee to whom was recommitted the bill entitled "An act to revoke the powers of the receivers of the Bank of New Brunswick," reported a bill entitled "An act to enable the president and directors of the bank of New Brunswick to settle the affairs of said bank;

Which was read and ordered a second reading.

Mr. Tuttle from the committe upon that subject, reported as follows:

The committee to whom was referred the resolution on the subject of purchasing a number of copies of the District School, by J. Orville Taylor, for distribution in the state, report:

That the testimonials of the valuable nature and plan of the work entitled it to the careful perusal of the public, and as the subject of Common School education is receiving at this time more than usual attention, your committee are of opinion that the interest of the cause would be subserved if the work should be generally circulated. It might tend to produce unity of sentiment among the people and their representatives as to the de-

sign of popular education, and the most effective mode by which to attain desired results. Your committee therefore ask leave to submit the following resolution.

Resolved, That the Librarian be authorized and directed to purchase five hundred copies of the District School, by J. Orville Taylor, at a sum not exceeding thirty-five cents per copy, the said copies to be distributed throughout the state, in such manner as shall be hereafter directed.

On behalf of the Committee,

JOSEPH N. TUTTLE, *Chairman.*

Which was read, and ordered to lie on the table.

The Chair laid before the House a communication from Professor Rogers, inviting the members to hear a lecture from him upon subjects connected with the Geological Survey, this evening.

Mr. Bleecker called up the bill entitled "An Act to incorporate the Morris and Easton Rail Road Company," and while the same was under consideration,

Mr. Valentine moved to amend the sixth section of the same, by inserting the following: *or up the out-let of Budd's Lake, and down Mine Brook;* so as to read

"To the valley of the South Branch of the Raritan, and across Schooley's Mountain or Musconetcong Mountain, either by the gap of the Stoney Brook, or by the gap of Spruce Run, *or up the outlet of Budd's Lake, and down Mine Brook,* to the valley of the Musconetcong River," &c.

Which was agreed to.

Mr. Valentine moved further to amend the said section by inserting, after the words 'down Mine Brook,' just inserted, the words "*or at any intermediate point;*"

Which was not agreed to.

Mr. Hunt moved to amend the fifteenth section, by striking out the word "seven" and inserting the word *six*; so as to read:

"And as soon as the nett proceeds of said road shall amount to *six* per centum upon its cost, the said corporation shall pay to the Treasurer of this State, a tax," &c.;

Which was not agreed to.

Mr. Bray moved to strike out the eighteenth section, as follows:

"That the Legislature of this State shall have the right to subscribe for stock of the said Company, to the amount of fifty thousand dollars, at any time before or within two years after the said road or roads are completed:

Which was agreed to.

Mr. Davis moved to amend the last section of said bill by annexing thereto the following:

"And also to impose a transit duty on passengers and property transported on said Rail Road;"

Which was agreed to.

The said bill was further amended, agreed to, and ordered to be engrossed for a third reading.

The House adjourned to to-morrow morning at ten o'clock.

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FRIDAY, February 17, 1837.

At ten o'clock the House met.

A Message from Council by Mr. Westcott, their Secretary, informed the House that Council have passed the following bills, viz:

"An Act to divorce Mercy Dunham, from her husband Silas Dunham;" and

"An Act to divorce Ebenezer C. Lindsley, from his wife Hester Lindsley."

To which bills the assent of the House of Assembly is requested.

Council have passed the bill from the House of Assembly entitled "An Act to authorize the erection and maintaining of a good and sufficient fence to enclose the Round Mountain, in the township of Readington, county of Hunterdon, for the preservation of the timber growing thereon;" with an amendment.

To which amendment the assent of the House of Assembly is requested.

Council have passed the following bills from the House of Assembly, viz:

"A further supplement to an act entitled "An Act concerning Slaves;"

"An Act for the relief of Jonathan Morgan, of the County of Morris;"

"An Act to enable the owners and possessors of the meadows, lowlands and swamps adjoining Rocky Brook in the county of Middlesex, to clear the same within the limits therein mentioned;"

"An Act to incorporate the Rahway and Elizabeth Port Rail Road and Transportation Company; without amendment.

Council have agreed to the amendments made by the House of Assembly, to the bill from Council entitled;

"An Act to incorporate the Monmouth Purchase Company;

And have caused said bill to be re-engrossed.

Council have passed the following bills :

" An Act to incorporate the Passaic Steamboat Company ;"

" An Act to authorise a trustee to sell the real estate of Aaron O. Shuff, deceased," and

" A further supplement to an act entitled " An act to incorporate the Elizabethtown and Somerville Rail Road company," passed the ninth of February, eighteen hundred and thirty-one.

To which bills the assent of the House of Assembly is requested.

The bill entitled " An Act to authorise the erection and maintaining of a good and sufficient fence to enclose the Round Mountain, in the township of Readington, county of Hunterdon, for the preservation of the timber growing thereon ;"

Was taken up, the amendments made in Council agreed to, and the said bill ordered to be re-engrossed.

The bill from Council entitled " An act to divorce Ebenezer C. Lindsley from his wife, Hester Lindsley," was read and referred to Messrs. Bleecker, Fries and Davis.

The bill from Council entitled " An act to divorce Mercy Dunham, from her husband Silas Dunham," was read and referred to Messrs. Valentine, Cooper and Edgar.

The bill from Council entitled " An act to authorise a trustee to sell the real estate of Aaron O. Shuff, deceased," was read and referred to Messrs. Lalor, Burtis and Dellicker.

The bill from Council entitled " An act to incorporate the Passaic Steamboat Company ;

Was read and referred to Messrs. Pierson, Logan and Pettit.

The bill from Council entitled " A further supplement to an act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed the ninth of February eighteen hundred and thirty one ;

Was read and referred to Messrs. Wade, Jobs and Linn.

Mr. Riggs presented a petition from the inhabitants of the town of Hackensack, praying the passage of the supplement to the Bergen county Rail Road charter ;

Which was ordered to lie on the table.

Mr. Doremus presented a petition from sundry citizens of Bergen, praying the passage of a law to authorise the construction of a Railroad from Hoboken to Perth Amboy ;

Which was referred to Messrs. Doremus, Molleson and Flatt.

Mr. Tuttle presented a remonstrance from certain citizens of Newark, against the passage of a law authorising the construction of a ship canal from that city to Newark Bay ;

Which was ordered to lie on the table.

Mr. Valentine from the committee on that subject reported a

bill entitled "An act to authorise the sale of part of the real estate of Nathan Stiger, late of the county of Warren, deceased, and to execute a contract made by said deceased in his life time.

Which was read and ordered a second reading.

The Chair laid before the House the proceedings of a public meeting, held at Camden in the county of Gloucester, upon the subject of disposing of the surplus revenue;

Which was read and referred to the committee upon that subject.

The engrossed bill entitled "A supplement to an act entitled an act to incorporate the Bergen county rail road and transportation company, passed February seventeenth eighteen hundred and thirty six;"

Was read a third time and compared.

And on the question shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Fries, |
| | Bray, | | Haight, (Sp.) |
| | Blane, | | Ogden, |
| | Chetwood, | | Pettit, |
| | Conover, | | Riggs, |
| | Cooper, | | Richards, |
| | Doremus, | | Saunier, |
| | Duryee, | | Springer,—16. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Hall, |
| | Brown, | | Hall, |
| | Burtis, | | Hunt, |
| | Budd, | | Jobs, |
| | Corsen, | | Johnes, |
| | Dellicker, | | Linn, |
| | Davis, | | Logan, |
| | Edgar, | | Larason, |
| | Flatt, | | Lalor, |
| | Flummerfelt, | | Ladow, |
| | Gifford, | | Molleson, |

| | |
|---|---|
| Messrs. Pierson, | Messrs. Valentine, |
| Strader, | Wade, |
| Seely, | Young,—29. |
| Talmage, | |

On motion of Mr. Riggs, ordered, That said bill lie upon the table.

Mr. Pierson asked and obtained leave to introduce a bill entitled, "An Act to divorce William Jenkins, of the county of Essex, from his wife Sarah Jenkins;"

Which was read, ordered a second reading, and to be printed.

Mr. Pierson moved to dispense with the rules of the House in order to take up said bill upon a second reading;

Which was agreed to.

The said bill was then read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Valentine called up the bill entitled "An Act regulating the selling of grain," and while the same was under consideration,

Mr. Johnes moved to strike out the word "six" and insert in lieu thereof the word "*eight*", so as to read:

"Fifty-*eight* pounds of rye or Indian corn;"

Which was not agreed to.

Mr. Flatt moved to amend the said bill by striking out the words "thirty-two" and inserting in lieu thereof the words *twenty-eight*"; so as to read:

"The bushel shall consist" &c. of "*twenty-eight* pounds of oats;"

Which was not agreed to.

Mr. Hunt moved to strike out the first section of said bill; and before the question was taken,

Mr. Johnes moved that the further consideration of said bill be postponed;

Which was not agreed to.

The question then recurring upon the motion of Mr. Hunt, the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows;

YEAS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Cooper, |
| Conover, | Corsen, |
| Caldwell, | Davis, |

| | |
|---|---|
| Messrs. Edgar, | Messrs. Johnes, |
| Flatt, | Ladow, |
| Gifford, | Molleson, |
| Hall, | Ogden, |
| Haight, (Sp.) | Seely,—17. |
| Hunt, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs, Linn, |
| Bleecker, | Logan, |
| Bray, | Larason, |
| Brown, | Lalor, |
| Burtis, | Pierson, |
| Blane, | Riggs, |
| Chetwood, | Richards, |
| Doremus, | Strader, |
| Dellicker, | Springer, |
| Duryee, | Talmage, |
| Flummerfelt, | Valentine, |
| Hull, | Wade, |
| Jobs, | Young,—26. |

Mr. Hunt moved to strike out the preamble of said bill;
Which was not agreed to.
The said bill was then agreed to, and ordered to be engrossed for a third reading.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Riggs presented a petition from sundry inhabitants of Hackensack, praying the incorporation of a Bank to be located at that place;
Which was read and referred to Messrs. Riggs, Springer and Flatt.
Mr. Young presented a petition, for the extension of the Port Colden Railroad;
Which was referred to Messsrs. Young, Strader and Hall.

Mr. Wade from the committee upon that subject, reported the bill from Council entitled "A further supplement to an act entititled an act to incorporate the Elizabethtown and Somerville Railroad company, passed the ninth of February, eighteen hundred and thirty one," without amendment.

Which was read and ordered a second reading.

Mr. Bleecker from the committee upon that subject, reported the bill from Council entitled "An act to divorce Ebenezer C. Lindsley, from his wife Hester Lindsley," without amendment,

Which was read and ordered a second reading.

Mr. Alexander offerred the following:

Resolved, That the committee appointed to bring in the incidental bill be instructed to allow David Mercereau, John J. McDowell and Joseph McChesney, commissioners under an act entitled "A supplement to an act entitled an act to encourage and regulate the planting of oysters, in the township of Perth Amboy," the sum of one hundred and sixty two dollars, for monies expended and services rendered the state, under and by virtue of said act.

Which was read and ordered to lie upon the table.

Mr. Caldwell, from the committee upon that subject, reported as follows:

The committee to whom was referred the Petition of John Elkinton, of the county of Salem, for the impeachment of Daniel C. Cozens, a Justice of the Peace of the county of Gloucester, beg leave to Report:

That it appears to your Committee, that the said Daniel C. Cozens, in violation of the Constitution and Laws of this State, regardless of his high station, has been guilty of misdemeanor in office, and that sufficient appears, wherefore he should be impeached by this House at the Bar of the Council, They therefore offer the following resolution:

Resolved, That Daniel C. Cozens, a Justice of the Peace, of Gloucester, be impeached at the Bar of the Council, and that a Committee be appointed to prepare articles of impeachment against Daniel C. Cozens, Esq. for misdemeanor in office.

J. W. CALDWELL, Chairman.

Which was read and agreed to; and Messrs. Caldwell, Alexander and Vallentine appointed said committee.

Mr. Pierson from the committee upon that subject, reported the bill from Council entitled "An act to incorporate the Passaic Steamboat company," without amendment;

Which was read and ordered a second reading.

The engrossed bill entitled "An act to incorporate the Wehawkin Turnpike company;"

Was taken up, read a third time and compared.
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Blane,
Burtis,
Budd,
Conover,
Cooper,
Caldwell,
Corsen,
Doremus,
Dellicker,
Duryee,
Davis,
Edgar,
Flatt,
Flummerfelt,
Gifford,
Hull,
Haight, (Sp.)
Hunt,
Jobs,
Johnes,
Linn,
Logan,
Larason,
Lalor,
Ladow,
Molleson,
Pierson,
Riggs,
Springer,
Seely,
Talmage,
Valentine,
Wade,
Young,—37.

NAY.

Mr. Hall,—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Pierson moved to dispense with the rules of the House, in order to take up the bill entitled "An act to divorce William Jenkins of the county of Essex, from his wife Sarah Jenkins;"

Which was agreed to.

And the said bill having been read a third time and compared,
And on the question shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hall |
| Bray, | Haight, (Sp.) |
| Blane, | Hunt, |
| Burtis, | Jobs, |
| Budd, | Johnes, |
| Conover, | Logan, |
| Cooper. | Larason, |
| Caldwell, | Ladow, |
| Corsen, | Ogden, |
| Doremus. | Pierson, |
| Dellicker, | Springer, |
| Duryee, | Seely, |
| Davis, | Talmage, |
| Edgar, | Valentine. |
| Flummerfelt, | Wade, |
| Gifford, | Young,—33. |
| Hull, | |

NAY.

Mr. Alexander,—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Cooper moved to dispense with the rules of the House, in order to take up the bill entitled "An act to incorporate the Mechanics' Bank at Camden;"

Which was agreed to,

The said bill was then taken up, and the first section thereof agreed to; and upon the question of agreeing to the second section, the House disagreed to the same.

On motion of Mr. Flummerfelt, Ordered, That the further consideration of said bill be postponed.

Mr. Flummerfelt called up the bill entitled "An act to incorporate the People's Bank of New Jersey,"

And while the same was under consideration,

Mr. Bleecker moved to amend the first section of said bill by striking out the words 'bills of exchange,' after the word 'except,' so as to read:

"Provided, That the said corporation shall in no case be owner of any ships or vessels, or directly deal or trade in any-

thing except promnissory notes," &c.

Which was not agreed to.

Mr. Bray moved to strike out the first section of said bill,

Upon which question the yeas and nays were called for and ordered,

And on the question shall this motion be agreed to ?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Conover, | Messrs. | Hunt, |
| | Corsen, | | Linn, |
| | Doremus, | | Logan, |
| | Duryee, | | Larason, |
| | Davis, | | Pierson, |
| | Flatt, | | Strader, |
| | Flummerfelt, | | Springer, |
| | Gifford, | | Valentine, |
| | Hull, | | Wade, |
| | Haight, (Sp.) | | Young.—20. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Edgar, |
| | Bleecker, | | Hall, |
| | Bray, | | Jobs, |
| | Blanc, | | Lalor, |
| | Burtis, | | Molleson, |
| | Budd, | | Riggs, |
| | Cooper, | | Seely, |
| | Caldwell, | | Talmage,—17. |
| | Dellicker, | | |

The said bill was then read through by sections, amended and agreed to, and upon the question of ordering the said bill to be engrossed ;

The yeas and nays were called for and ordered,

And on the question shall this bill be engrossed for a third reading ?"

It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt, |
| Chetwood, | Linn. |
| Corsen, | Ladow, |
| Duryee, | Pierson, |
| Flatt, | Strader, |
| Flummerfelt, | Seely, |
| Gifford, | Valentine, |
| Hull, | Wade,—16. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp.) |
| Bray, | Jobs, |
| Blane, | Johnes, |
| Burtis, | Logan, |
| Budd, | Lalor, |
| Cooper, | Molleson, |
| Doremus. | Ogden, |
| Dellicker, | Springer, |
| Edgar, | Talmage, |
| Hall, | Young,—20. |

On motion of Mr. Flummerfelt, Ordered, That the said bill be laid upon the table.

Mr. Chetwood from the minority of the committee upon that subject reported as follows :

The minority of the committee on the subject of the distribution of that portion of the surplus revenue of the United States, deposited under the act of Congress in this state, beg leave to REPORT :

That after frequent meetings of the committee raised on the foregoing subjects, and the full and extended discussion and interchange of sentiments, it was ascertained that a majority were in favour of dividing the said surplus among the several counties. The undersigned, viewing this public money as a sacred deposite, of which the states are the mere depositaries, feel that they could never assent to any such disposition of those funds, as would necesarily endanger their safety. It must be recollected that the surplus revenue is only a loan, and not a gift, and that the faith of the state is pledged, as well by eve-

ry principle of morality and patriotism, as by the most solemn act of legislation, for its safe keeping and return.

The use, or interest arising from these funds, is the only portion belonging to the states, and it will entirely depend upon the course to be pursued by this legislature, whether the great blessing conferred on us by the distribution of the revenue, shall exert the happiest influence upon us as a people, or be perverted by the most baneful and pernicious results.

The undersigned cannot but express their satisfaction, that what appeared to them points of cardinal importance, have been concurred in by the whole committee, with almost entire unanimity, and that whilst a diversity of sentiment existed as to the disposition of the principal, nearly all agreed in the opinion, that it should be invested within the bounds of New Jersey, and that the interest should be devoted to the purposes of education.

The evils necessarily resulting from the distribution among the counties, are so numerous, and so obvious, that it would be a trespass upon the time and patience of the House, to attempt their full detail. A few only will be adverted to, which of themselves cannot fail to produce the conviction, that however plausible the assertion, that this, the people's money, should be sent down to the people, it is an assertion calculated rather to catch the thoughtless multitude, than to stand the test of cool and deliberate examination.

If, as is proposed, the boards of chosen freeholders are to receive and dispense this fund, we have then more than two hundred and sixty individuals, among whom is divided the responsibility of its management, and to whom we are to look for its repayment, if demanded by the general government. These freeholders now charged with the various and often arduous duties of their office, are to be made directors as it were of a county bank, and to apportion among their several friends and supporters, this public money, in such sums and upon such securities as a majority of the board shall agree. The unsuccessful applicants will crowd the next town meetings, with the determination to avenge their supposed grievances, and to the too often humiliating scenes of the warmest political animosities, will be added the embittered exertions and strife of the disappointed, to the scandal and disgrace of these primary assemblies of the people. If the whole, or a part of the fund should be required by the United States, how could such requirement be met by the [illegible]? It is said the faith of the county is to

be pledged for the repayment. The only result, after a few years have rendered the people careless and indifferent as to the loans and security, will be to call upon the tax payer, to contribute his portion. The money spread about in such sums as the various interests and views of the board of freeholders may have suggested, will by many be considered as fair game, and that a part at least is of right their own; and if any loss is to be sustained, the last debt which will be faithfully secured, is that which is due to the public.

All observation and experience sustain these apprehensions, and it is ardently to be desired, that the dangerous experiment may never be attempted in New Jersey. Without detaining the House with their objections to the proposed plan of distribution, of the principal among the counties, the undersigned would recommend, that this surplus be put in charge of a board of commissioners, to be created, or of the commissioners of the school fund, to be by them invested safely within this state; and that the proceeds be devoted to the purposes of education.—Thus invested this sacred deposite would be safe. We have in the careful disposition and protection of the public money, in the hands of those commissioners, the most satisfactory evidence, that the trust may be reposed in them without risk—and should the time arrive, when for its own purposes, the general government shall make the call for its loan, it can be promptly met by raising such required amount upon the scrip of the State, if the public good would be advanced by a postponement of the demand, or a more gradual withdrawal of its investments.

JNO. J. CHETWOOD,
W. C. ALEXANDER,
THOMAS E. HUNT,
H. A. SPRINGER,
*Members of the Committe.*

Trenton, February 17th, 1837.

Which was read, agreed to, and five hundred copies ordered to be printed.

On motion, Ordered, That the majority and minority reports from the committee on the surplus revenue, be referred to the committee of the whole, and be made the order of the day for Friday next.

The bill from Council entitled, "An act to dissolve the marriage contract between Sarah Ann Right, and Lyman Wright," Was read a second time, agreed to, and ordered to a third reading.

Mr. Bray moved that the House do now adjourn;

Which was not agreed to.

Mr. Doremus called up the bill entitled "An act to incorporate the Liverpool company."

And while the same was under consideration,

Mr. Davis moved to strike out the ninth section of said bill;

Which was not agreed to.

Mr Conover moved that the further consideration of said bill be postponed, which was not agreed to.

Mr. Bray moved to postpone the ninth section of said bill;

Which was agreed to.

Mr. Riggs moved to postpone the further consideration of said bill;

Which was agreed to.

Mr. Lalor called up the bill entitled "An act to incorporate the Nottingham Beet Sugar company;"

Which was ordered to be engrossed for a third reading.

The Clerk asked and obtained leave of absence for a few days, when on motion of Mr. Alexander, Benjamin F. Vancleve esq. was chosen Clerk pro tempore.

The House adjourned to to-morrow morning at ten o'clock.

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Saturday February 18, 1837.

At ten o'clock the House met.

The House being called the following members answered to their names.

| | |
|---|---|
| Messrs. Brown, | Messrs. Hunt, |
| Blane, | Jobs, |
| Burtis, | Johnes, |
| Conover, | Linn, |
| Caldwell, | Larason, |
| Corsen, | Lalor, |
| Dellicker, | Ladow, |
| Duryee, | Ogden, |
| Edgar, | Riggs, |
| Flatt, | Strader, |
| Gifford, | Springer, |
| Hull, | Seely, |
| Hall, | Talmage.—27. |
| Haight, (Sp.) | |

Mr. Linn presented a remonstrance from certain inhabitants of the township of Hardiston, in the county of Sussex, against the passage of any law, by which any part of the said township, shall be taken away or annexed to any other township,

Which was ordered to lie on the table.

Mr. Chetwood presented a petition from sundry inhabitants of the borough of Elizabeth, Elizabeth Port, Union and Springfield, praying for a rail road from Springfield, to Elizabethtown, in the county of Essex;

Which was referred to Messrs. Chetwood, Gifford and Strader.

Mr. Gifford presented a petition from sundry inhabitants of this state, praying for a repeal of the twelfth and fourteenth sections of the Law incorporating the Medical Society in the State of New Jersey:

Which was ordered to lie on the table.

Mr. Riggs presented a petition from certain citizens of the village of Hackensack and county of Bergen, praying for the incorporation of a Bank, to be located at that place;

Which was referred to the committee upon that subject.

Mr. Seely by leave of the House, introduced a bill entitled "A supplement to an act entitled an act concerning trespass by swine," passed the fifteenth of March, 1798;

Which was read and ordered a second reading, and to be printed.

Mr. Hull called up the bill entitled "An act to incorporate into a new and separate township, parts of the townships of Newton, Frankford and Hardyston, in the county of Sussex."

The first section of the said bill was amended by striking out the word 'Montague' in the fifth and eighteenth lines and inserting in lieu thereof the word 'Wantage,'

Mr. Conover moved further to amend the first section by inserting after the words 'force' in the twenty second line, the following words, viz: "until it shall be sanctioned by a majority of voters in the three townships herein named."

Mr. Riggs moved to amend the amendment by striking out all after the word 'force' in the twenty second line of said first section and insert the words 'unless a majority of the people of the district to be set off shall so decide at a special town meeting, to be held for that purpose at Lafayette, fifteen days previous to the annual Town-Meeting,"

And before the same was acted on, the further consideration of the bill was postponed.

Mr. Jobs called up the bill from Council entitled "A further supplement to an act entitled an act, to incorporate the Elizabethtown and Somerville Railroad company," passed the ninth of February eighteen hundred and thirty one, and on motion, the

reading of the same was dispensed with, and the bill taken up by sections—after the first section had been read, the further consideration of the bill was postponed.

Mr. Jobs reported a bill entitled "An act for the relief of Nancy Brees, of the county of Somerset;"

Which was read and ordered to a second reading.

Mr. Gifford reported the bill entitled "An act to regulate and protect the fisheries in the North and South branches of Shrewsbury river, in the county of Monmouth ;"

Which was read and ordered a second reading.

Mr. Strader reported the bill entitled "An act to incorporate the Port Colden and Morris Railroad and Transportation Company ;"

Which was read and ordered a second reading.

Mr. Springer called up the bill entitled "An act to dissolve the marriage contract between Samuel Anderson and Mary his wife ;"

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Jobs called up the bill entitled "An act to authorise Albert Terhune to fulfil a certain contract, made by the heirs of Joshua Updyke, for the sale of a lot of land in the county of Hunterdon and State of New Jersey," and moved to fill the blanks in the fourth and seventh line, with the name of John Savidge,' in the first section, and also to amend the preamble by inserting in the nineteenth line after the word ' land' the name of ' John Savidge ;'

Which amendments were agreed to. The bill was then read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Duryee called up the bill entitled "An act to authorise Sarah G. Van Zandt, and Peter S. Van Zandt, administrators of Garret Van Zandt, deceased, late of the township of Montgomery in the county of Somerset, to fulfil a contract of the said deceased, by conveying certain real estate to Christopher Cray ;"

Which was read a second time agreed to, and ordered to be engrossed for a third reading.

Mr. Caldwell called up the bill from Council entitled "An act to divorce Rachael Morris from her husband Isaiah Morris ;"

Which was read a second time agreed to, and ordered to be engrossed for a third reading.

Mr. Conover called up the bill entitled "An act to authorise Elisha Lippencott, Edward Throckmorton and Edmund S. Williams, trustees to sell the real estate of Henry Wollcott Senior, deceased."

Mr. Flatt moved to amend the same by striking out the words 'three of' in the fourth line of the third section;

Which was agreed to.

The bill was read a second time, amended and agreed, to and ordered to be engrossed for a third reading.

On motion, the House was then called, and the following members answered to their names:

| | |
|---|---|
| Messrs. Brown, | Messrs. Hunt, |
| Blane, | Jobs, |
| Burtis, | Johnes, |
| Caldwell. | Linn. |
| Corsen, | Larason, |
| Dellicker. | Lalor, |
| Duryee, | Ladow, |
| Edgar, | Ogden, |
| Flatt, | Riggs, |
| Gifford. | Strader, |
| Hull, | Springer, |
| Hall. | Talmage,—25. |
| Haight, (Sp.) | |

Mr. Flatt offerred the following resolution:

Resolved, That when we do adjourn, we will adjourn to meet on Monday next, at ten o'clock A. M.;

Which was agreed to.

The House adjourned to Monday morning at ten o'clock.

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Monday, February 20, 1837.

At ten o'clock the House met.

Mr. Flatt moved that the House be called, which was ordered, and the following members answered to their names:

| | |
|---|---|
| Messrs. Brown, | Messrs. Dellicker, |
| Blane, | Flatt, |
| Caldwell, | Gifford, |
| Corsen, | Hull, |

Messrs. Hall,
Haight, (Sp.)
Hunt,
Jobs,
Johnes,
Linn,
Larason,
Messrs. Ladow,
Ogden,
Riggs,
Strader,
Springer,
Seely,—21.

On motion of Mr. Jobs, the House adjourned—there being but twenty one members present.

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At three o'clock the House met.

A message from Council by Mr. Westcott their Secretary informed the House that Council have passed the bill from the House of Assembly entitled "An act to incorporate the Orange and Hanover Railroad company." with sundry amendments.

To which amendments the assent of the House of Assembly is requested.

Council have agreed to the amendments made by the House of Assembly, to the bill from Council entitled "An act to incorporate the Middletown Point Navigation company," and have caused said bill to be re-engrossed.

Council have passed the following bills from the House of Assembly viz:

"An act to authorise the Bergen Freestone company in the county of Bergen, to construct a rail road from their quarry, in the township of New Barbadoes, to the Hackensack river." And

"An act to confirm the title to certain real estate, late of Noah Furman, deceased, in the township of South Amboy," without amendment.

Council have passed a bill entitled "An act to divorce Sarah Page from her husband Asahel C. Page."

To which bill the assent of the House of Assembly is requested.

The bill from Council entitled "An act to divorce Sarah Page from her husband Asahel C. Page,"

Was read and referred to Messrs. Wills, Conover and Delliker.

The bill entitled "An act to incorporate the Orange and Han-

over rail road company;"

Was taken up, the amendments made in Council to said bill agreed to, and the same ordered to be re-engrossed.

Mr. Tuttle presented a petition from the Newark Mechanics and Tradesmen's Institute, praying for an increase of capital;

Which was read and referred to Messrs. Tuttle, Ladow and Hull.

Mr. Springer called up the bill entitled "An act to incorporate the Alloways town Beneficial Society of the county of Salem;"

Which was read and referred to Messrs. Springer, Dellicker and Ladow.

Mr. Hull called up the bill entitled "An act to incorporate into a new and separate township, parts of the townships of Newton, Frankford and Hardyston, in the county of Sussex,"

When the amendment previously offered by Mr. Riggs was agreed to, the bill was then further amended, agreed to and ordered to be engrossed for a third reading.

Mr. Riggs called up the bill entitled "An act to authorise trustees therein named, to sell certain real estate of Andrew Ten Eyck, deceased;"

Which was read a second time by sections, agreed to and ordered to be engrossed for a third reading.

Mr. Jobs called up the bill entitled "An act to divorce Deborah Payne from her husband Lucius A. Payne,"

And asked and obtained leave to withdraw the same and accompanying documents from the files of the House.

Mr. Seely asked and obtained leave to introduce a bill entitled "An act to authorise the board of Chosen Freeholders in the several counties of this state to erect and maintain bridges over navigable waters;"

Which was read, ordered a second reading and to be printed.

Mr. Corsen called up the bill entitled "An act to incorporate the Cape May Bank, to be located at Dennis' creek, in the county of Cape May;"

Which was read a second time by sections, and while the same was under consideration,

Mr. Riggs moved to amend said bill by striking out the following in the eighth article:

'That the president and directors of the corporation shall, in their individual capacities, and jointly and severally be and continue liable to every creditor for the payment of all bills obligatory or of credit, note or notes, that they or any of them may issue and circulate; and upon demand of payment being made at the bank during the usual hours of business and refusal thereof, an action may be brought aginst the then acting president

and directors of the said company in their individual capacities and jointly or severally; and it shall be lawful for the plaintiff or plaintiffs to declare thereon generally for money had and received, with a specification of the date, sums, payees, and numbers of the said bills or notes so demanded and payment whereof hath been neglected or refused, and upon judgment being rendered, execution shall issue,"

And in lieu thereof to insert the following:

'That whenever any holder of any bill, note or other evidence of debt issued by the said bank shall present the same to the bank for payment, and payment thereof shall be neglected or refused, during the regular business hours of said bank. On the day of such presentment, that then, and in that case, such holder of any such bill, promissory note or other evidence of debt, may commence an action in any court of competent jurisdiction in this state, against the president and directors of the said bank or any or either of them, and recover by the judgment of the court before whom such action shall be commenced, the full amount of such bill, promissory note or other evidence of debt, with full costs of suit: upon which execution shall immediately issue against the proper goods and chattels, lands and tenements of the said president and directors, or any or either of them in their individual capacity.

*Provided*, That nothing in this section shall prevent any holder of any bill, promissary note or other evidence of debt, from commencing an action against the said Cape May Bank.'

Upon which amendment the yeas and nays were called for and ordered,

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Hall, |
| Blane, | Jobs, |
| Budd, | Johnes, |
| Conover, | Riggs, |
| Dellicker, | Strader, |
| Hull, | Wills,—12. |

NAYS.

| | |
|---|---|
| Messrs. Corsen, | Messrs. Ladow, |
| Duryee, | Ogden, |
| Flatt, | Pierson, |
| Gifford, | Springer, |
| Haight, (Sp.) | Seely, |
| Hunt, | Tuttle, |
| Linn, | Talmage, |
| Larason, | Valentine, |
| Lalor, | Wade,—18. |

The said bill was then agreed to:

And upon the question of ordering the same to be engrossed for a third reading,

Mr. Riggs called for the yeas and nays, which were ordered:

And on the question, shall this bill be engrossed?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Ladow, |
| Conover, | Ogden, |
| Corsen, | Pierson, |
| Duryee, | Strader, |
| Flatt, | Springer, |
| Gifford, | Seely, |
| Hull, | Tuttle, |
| Haight, (Sp.) | Talmage, |
| Hunt, | Valentine, |
| Linn, | Wade, |
| Larason, | Wills,—23. |
| Lalor, | |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Jobs, |
| Blane, | Johnes, |
| Caldwell, | Riggs,—7. |
| Hall, | |

Mr. Flatt called up the bill from Council entitled "An act to divorce Ebenezer C. Lindsley from his wife Hester Lindsley;"

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Springer offerred the following:

Resolved, That during the remainder of this session, this House will meet at nine o'clock in the morning.

On motion of Mr. Valentine, the same was ordered to lie on the table.

Mr. Tuttle offerred the following:

Resolved, That the governor be requested to engage some competent person to prepare a map of the State on a large scale, designating on said map the routes of all such rail roads and canals, as have been heretofore, or shall be during the present session, authorised to be constructed by the Legislature as nearly as the said routes can be ascertained; which map shall be placed in the Assembly room for the use of the Legislature, and may be from year to year altered to conform with the improvements which shall be hereafter made, or authorised by legal authority;

Which was read and ordered to lie on the table.

The House adjourned to to-morrow morning at ten o'clock.

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Tuesday, February 21, 1837.

At ten o'clock the House met.

Mr. Conover presented a petition from William I. Conover, praying the passage of a law to authorise the sale of certain real estate;

Which was referred to Messrs. Conover, Hunt and Flatt.

Mr. Wills presented a petition from Severn Martin, a free colored man, praying that the title to certain real estate, may be confirmed in him;

Which was referred to Messrs. Wills, Linn and Daryee.

Mr. Tuttle presented a petition from certain citizens of Newark, praying the incorporation of a company to construct a ship canal and rail road from Newark city to Newark Bay;

Which was read and ordered to lie upon the table.

Mr. Vallentine presented a proposition from John M. Sherrerd and George Green, of Warren, offerring the State a premium of two thousand five hunrded dollars, for her right to

subscribe to one thousand shares of the stock of the New Jersey rail road and transportation company :

Which was read and referred to Messrs. Vallentine, Tuttle and Wills.

Mr. Riggs presented a petition from Jennett Mac Andrews praying for relief in matter relating to the real estate late of John G. Leake, deceased :

Which was referred to Messrs. Riggs, Seely and Pierson.

Mr. Riggs presented a petition from Nathaniel Sisco, praying that the title to certain lands might be vested in him ;

Which was read and on motion of Mr. Flatt, ordered to lie upon the table.

Mr. Springer from the committee upon that subject reported the bill from Council entitled " An act to incorporate the Alloways town Beneficial Society of the county of Salem ;"

Which was read and ordered a second reading.

Mr. Wills from the committee upon that subject reported the bill from Council entitled " An act to divorce Sarah Page from her husband Asahel C. Page ;"

Which was read and ordered a second reading.

Mr. Riggs from the committee upon that subject reported a a bill entitled " An act to incorporate the Bergen county Bank;"

Which was read and ordered a second reading.

The bill from Council entitled " An act authorising John Dill, administrator, with the will annexed, of Luther Y. Howell, deceased, to fulfil and execute certain trusts given to the executor named in said will,"

Was taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Hull, |
| Blane, | Hall, |
| Budd, | Haight, (Sp.) |
| Conover, | Hunt, |
| Caldwell, | Jobs, |
| Corsen, | Johnes, |
| Dellicker | Linn, |
| Dickerson, | Larason, |
| Duryee, | Lalor, |
| Davis, | Ladow, |
| Flatt, | Ogden, |
| Gifford, | Pierson, |

Messrs. Riggs,
Strader.
Springer
Seely,
Tuttle.

Messrs. Talmage,
Valentine
Wade,
Wills,—33.

NAY.

Mr. Pettit,—1.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

The engrossed bill entitled "An act to authorise Elisha Lippencott, Edmund Throckmorton and Edmund S. Williams, trustees, to sell the real estate of Henry Wolcott, Senior, deceased,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to incorporate the Nottingham Beet Sugar company:"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence

The engrossed bill entitled "An act to authorize Sarah G. Van Zandt and Peter S. Van Zandt, administrators of Garret Van Zandt, deceased, late of the township of Montgomery in the county of Somerset, to fulfil a contract of the said deceased, by conveying certain real estate, to Christopher Cray;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The re-engrossed bill entitled "An act to authorise the erection and maintaining of a good and sufficient fence to en-

close Round Mountain in the township of Readington, in the county of Hunterdon, for the preservation of the timber growing thereon,"

Was read and compared,

And on the question shall this re-engrossed bill pass ?

It was determined in the affirmative as follows.

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Brown, | Messrs. | Larason, |
| | Caldwell, | | Lalor, |
| | Corsen, | | Ladow, |
| | Dellicker, | | Ogden, |
| | Duryee, | | Pierson, |
| | Davis, | | Pettit, |
| | Gifford, | | Riggs, |
| | Hull, | | Strader, |
| | Hall, | | Springer, |
| | Haight, (Sp.) | | Seely, |
| | Hunt, | | Talmage, |
| | Jobs, | | Valentine, |
| | Johnes, | | Wade, |
| | Linn, | | Wills,—28. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Budd, | Mr. | Flatt,—3. |
| | Conover, | | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to council and inform Council, that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

The engrossed bill entitled " An act to authorise Albert Terhune to fulfil a contract made by the heirs of Jerusha Updyke, for the sale of a lot of land, in the county of Hunterdon and State of New Jersey,"

Was taken up read a third time and compared.

On motion of Mr. Riggs.

Ordered, That the further consideration of the same be postponed.

Mr. Larason called up the bill entitled "A supplement to the act entitled an act, concerning Inns and Taverns, and an act to alter and amend the act entitled an act, concerning Inns and Taverns,"

And while the same was under consideration,

Mr. Vallentine moved to strike out the first section of said bill;

Which was not agreed to.

Mr. Conover moved to amend the second section by striking out the words 'the several counties of this state,' and inserting in lieu thereof the words '*the county of Hunterdon*; so as to read:

"That it shall be the duty of the Board of Chosen Freeholders of *the county of Hunterdon*, upon application being made," &c.

Upon which amendments the yeas and nays were called for and ordered:

And on the question shall this amendment be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Budd, | Messrs. | Haight, (Sp.) |
| | Conover, | | Johnes, |
| | Corsen, | | Ladow, |
| | Dellicker, | | Riggs, |
| | Davis, | | Strader, |
| | Gifford | | Valentine,—12. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Brown, | Messrs. | Lalor, |
| | Blane, | | Ogden, |
| | Caldwell | | Pierson |
| | Duryee, | | Pettit, |
| | Flatt, | | Springer, |
| | Hall | | Seely, |
| | Hunt, | | Tuttle, |
| | Jobs, | | Talmage, |
| | Linn, | | Wade, |
| | Larason, | | Wills,—20. |

The said bill was then amended, agreed to, and on motion of Mr. Pierson,

Ordered, That the further consideration of said bill be postponed.

Mr. Tuttle called up the bill from Councill entitled "An act to incorporate the Washington Chemical company;"

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Jobs offerred the following:

Resolved, That a call of the House shall immediately take place, after the House shall have come to order, on each afternoon during the remainder of the present sitting,

Which was, on motion of Mr. Tuttle,

Ordered, to lie upon the table.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Molleson presented a remonstrance from the state bank of New Brunswick, against the passage of the bill entitled "An act to enable the President and Directors of the bank of New Brunswick, to settle the affairs of said bank;"

Which was read and on motion ordered to lie on the table.

Mr. Durye presented a petition from sundry inhabitants of Somerset, Middlesex and Hunterdon, praying that certain parts of said counties may be set off into a new county;

Which was read and referred to Messrs. Alexander, Durye and Blane.

Mr. Blane asked to be excused from serving upon said committee;

Which was agreed to;

And Mr. Bray was appointed in his stead.

Mr. Valentine from the committee upon that subject reported a bill entitled "An act to authorise Stephen Warne, William M. Warne and Chapman Warne, to sell certain real estate of Benjamin Warne, deceased;"

Which was read and ordered a second reading.

Mr. Molleson asked and obtained leave to introduce a bill entitled "A supplement to the act entitled an act to incorporate the New Brunswick manufacturing company;"

Which was read and ordered a second reading.

The bill from Council entitled "An act to divorce Ebenezer C. Lindsley from his wife Hester Lindsley,"

Was taken up read a third time,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Hull, |
| | Bray, | | Haight, (Sp.) |
| | Brown, | | Jobs, |
| | Burtis, | | Larason, |
| | Budd, | | Ladow, |
| | Caldwell, | | Ogden, |
| | Dellicker, | | Pettit, |
| | Dickerson, | | Strader, |
| | Duryee, | | Springer, |
| | Davis, | | Valentine, |
| | Gifford, | | Wills,—23. |
| | Hall, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Conover, | Messrs. | Molleson, |
| | Corsen, | | Pierson, |
| | Flatt, | | Seely, |
| | Hunt, | | Tuttle, |
| | Linn, | | Wade,—11. |
| | Logan, | | |

On motion of Mr. Bray, ordered, that said bill be laid upon the table.

The re-engrossed bill entitled "An act to incorporate the Orange and Hanover rail road company,"

Was taken up read and compared,

And on the question, shall this re-engrossed bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have agreed to the amendments made in Council to the said bill, and have ordered the same to be re-engrossed.

Mr. Molleson called up the bill entitled "An act for the encouragement of the manufacture of Beet Sugar,"

And while the same was under consideration,

Mr. Bray moved to amend the first section of said bill by striking out the word 'five,' and inserting the word *three*, so that it shall read:

'That there shall be allowed and paid out of the treasury of this state, for every one hundred pounds weight of sugar manufactured in this state, out of beets, the sum of three dollars," &c.

Which was agreed to.

The said bill was further amended, agreed to and ordered to be engrossed for a third reading.

Mr. Molleson called up the bill entitled "An act for the encouragement of the Culture of Silk;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Bleecker moved to reconsider the vote upon the final passage of the bill entitled "An act to divorce Ebenezer C Lindsley from his wife Hester Lindsley;"

Upon which motion the yeas and nays were called for and ordered,

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs, Jobs, |
| Bray, | Johnes, |
| Brown, | Logan, |
| Burtis, | Larason, |
| Blane, | Lalor, |
| Budd, | Ogden, |
| Caldwell, | Pierson, |
| Dellicker, | Richards, |
| Dickerson, | Strader, |
| Duryee, | Springer, |
| Davis, | Seely, |
| Gifford, | Talmage, |
| Hull, | Valentine, |
| Hall, | Wade, |
| Haight, (Sp.) | Wills.—30. |

NAYS

| | |
|---|---|
| Messrs. Conover, | Messrs. Hunt, |
| Corsen, | Ladow, |
| Flatt, | Pettit,—6. |

Mr. Molleson called up the bill entitled "An act to regulate the navigation upon the Raritan river and Staten Island sound,"

And while the same was under consideration,

Mr. Flatt moved to amend the second section of said bill by striking out the following words;

'Shall do so on the one side or the other of the channel, and when so at anchor;'

Which was not agreed to.

The said bill was further considered, agreed to and ordered to be engrossed for a third reading.

Mr. Springer called up the bill entitled "An act for the relief of owners of meadow in the Fishing Island Bank company;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Hall called up the bill from Council entitled "An act to incorporate the Sidney manufacturing company;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Bray called up the bill entitled "An act to incorporate the Delaware manufacturing company of Trenton;"

Which was read a second time by sections, amended and agreed to, and ordered to a third reading.

Mr. Davis asked and obtained leave to introduce a bill entitled "An act to incorporate the Tanton manufacturing company."

Which was read and ordered a second reading.

The House adjourned to to-morrow morning at ten o'clock.

WEDNESDAY, February 22, 1837.

At ten o'clock the House met.

A message from Council by Mr. Westcott, their secretary, informed the house that Council have passed the following bills, viz :

"A supplement to an act entitled an act to enable the owners of the swamps and bog meadows lying on the east and west branches of Paulling's kill in the township of Newton and county of Sussex, to drain the same; passed March first, eighteen hundred and thirty-six."

"An act to incorporate the Somerville manufacturing company."

"An act to incorporate the city of Trenton." And

"An act for the relief of the Insurance companies of this state."

To which bills the assent of the House of Assembly is requested.

Council have passed the bill from the House of Assembly entitled "An act to convert the old state prison into an arsenal for the safe keeping of the public arms, munitions and camp equipage of this state," without amendment.

The bill from Council entitled "An act to incorporate the city of Trenton,"

Was read and referred to Messrs. Brown, Talmage and Flummerfelt.

The bill from Council entitled "A supplement to an act entitled an act to enable the owners of the swamps and bog meadows lying on the east and west branches of Paulling's kill in the township of Newton and county of Sussex, to drain the same; passed March first eighteen hundred and thirty-six,"

Was read and referred to Messrs. Strader, Riggs and Dellicker.

The bill from Council entitled "An act to incorporate the Somerville manufacturing company,"

Was read and referred to Messrs. Jobs, Linn and Cooper.

The bill from Council entitled "An act for the relief of the Insurance companies of this state,"

Was read and ordered a second reading.

Mr. Alexander presented a petition from sundry citizens of Somerset, Middlesex and Hunterdon, praying the erection of a new county out of parts of the said counties;

Which was read and referred to the committee upon that subject.

Mr. Caldwell presented the proceedings of a public meeting of the inhabitants of the county of Atlantic praying the repeal

of the supplement to the act setting off said county;

Which was referred to Messrs. Caldwell, Wills and Dickerson.

Mr. Flummerfelt presented a petition from sundry citizens of Warren praying the incorporation of a company to construct a rail road from Belvidere to Columbia, in the county of Warren;

Which was referred to Messrs. Flummerfelt, Hull and Talmage.

Mr. Seely presented a petition from the citizens of Cumberland, praying the incorporation of a banking company, to be located at Millville;

Which was read and referred to Messrs. Seely, Pettit and Budd.

Mr. Valentine presented a petition from Jacob Cross and others, praying a law to authorise the sale of certain real estate;

Which was referred to Messrs. Valentine, Gifford and Linn.

Mr. Alexander asked and obtained leave to introduce a bill entitled "A further supplement to an act entitled an act establishing a Militia System, passed February eighteen, eighteen hundred and fifteen;"

Which was read ordered a second reading, and to be printed,

The bill from Council, entitled "An act to incorporate the Washington Chemical company,"

Was taken up, read a third time,

And on the question shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

The bill from Council entitled "An act to incorporate the Sidney Manufacturing company,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Budd, |
| Bleecker, | Cooper, |
| Bray, | Caldwell, |
| Brown, | Coreen, |
| Blane, | Doremus, |
| Burtis, | Dellicker, |

| | |
|---|---|
| Messrs. Dickerson, | Messrs. Lalor, |
| Duryee, | Ladow, |
| Davis, | Molleson, |
| Edgar, | Ogden, |
| Flatt, | Pierson, |
| Gifford, | Pettit, |
| Hull, | Richards, |
| Hall, | Strader, |
| Haight, (Sp.) | Springer, |
| Hunt, | Seely, |
| Jobs, | Tuttle, |
| Johnes, | Talmage, |
| Linn, | Valentine, |
| Logan, | Wade, |
| Larason, | Wills,—42. |

NAY.

Mr. Riggs,—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House to Assembly have passed said bill with an amendment, to which amendment the assent of Council is requested.

The bill from Council entitled "An act to divorce Ebenezer C. Lindsley, from his wife Hester Lindsley,"

Was taken up read a third time,

And on the question shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Dickerson, |
| Bray, | Duryee, |
| Brown, | Davis, |
| Blane, | Edgar, |
| Burtis, | Flummerfelt, |
| Budd, | Gifford, |
| Caldwell, | Hull, |
| Corsen, | Hall, |
| Doremus, | Haight, (Sp.) |
| Dellicker, | Jobs, |

| | | | |
|---|---|---|---|
| Messrs. | Jonson, | Messrs. | Richards, |
| | Logan, | | Strader, |
| | Larason, | | Springer, |
| | Ladow, | | Valentine, |
| | Ogden, | | Wills,—31. |
| | Pettit, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Cooper, | Messrs. | Pierson, |
| | Flatt, | | Seely, |
| | Hunt, | | Tuttle, |
| | Linn, | | Wade,—9. |
| | Molleson, | | |

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly, have passed said bill without amendment.

The bill from Council entitled "An act to dissolve the marriage contract between Sarah Ann Wright and Lyman Wright,"

Was read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Hull, |
| | Bray, | | Hall, |
| | Brown, | | Haight, (Sp.) |
| | Burtis, | | Jobs, |
| | Budd, | | Logan, |
| | Cooper, | | Larason, |
| | Caldwell, | | Ladow, |
| | Corsen, | | Ogden, |
| | Doremus, | | Pierson, |
| | Dollicker, | | Pettit, |
| | Dickerson, | | Richards, |
| | Duryee, | | Strader, |
| | Davis, | | Springer, |
| | Edgar, | | Tuttle, |
| | Flummerfelt, | | Valentine, |
| | Gifford, | | Wade,—32. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Linn, |
| | Blane, | | Molleson, |
| | Hunt, | | Tuttle,—7. |
| | Johnes, | | |

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Aesembly have passed said bill without amendment.

The engrossed bill entitled "An act to incorporate the Delaware Manufacturing company of Trenton,"

Was taken up, read a third time and compared.

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Haight, (Sp.) |
| | Bleecker, | | Hunt, |
| | Bray, | | Johnes, |
| | Blane, | | Logan, |
| | Burtis, | | Larason, |
| | Budd, | | Lalor, |
| | Cooper, | | Ladow, |
| | Caldwell | | Ogden, |
| | Corsen, | | Pierson |
| | Doremus | | Pettit, |
| | Dellicker, | | Richards, |
| | Duryee, | | Strader, |
| | Davis, | | Springer, |
| | Edgar, | | Seely, |
| | Flatt, | | Tuttle, |
| | Flummerfelt, | | Talmage, |
| | Gifford | | Valentine, |
| | Hull, | | Wade, |
| | Hall | | Wills,—38. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Brown, | | Mr. Linn,—3. |
| | Jobs, | | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to regulate the navigation of the River Raritan and Staten Island Sound,"

Was taken up, read a third time and compared,

Ms. Flatt moved that the said bill be laid upon the table,

Upon which motion Mr. Alexander called for the yeas and nays which were ordered :

And on the question, shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Conover, | Messrs. | Linn, |
| | Caldwell, | | Ladow, |
| | Flatt, | | Ogden, |
| | Flummerfelt, | | Richards, |
| | Gifford, | | Wade,—11. |
| | Hunt, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Haight, (Sp.) |
| | Bleecker, | | Jobs, |
| | Bray, | | Johnes, |
| | Brown, | | Logan, |
| | Blane, | | Larason, |
| | Burtis, | | Lalor, |
| | Budd, | | Molleson, |
| | Cooper, | | Pierson, |
| | Corsen, | | Pettit, |
| | Doremus, | | Riggs, |
| | Dellicker, | | Strader, |
| | Dickerson, | | Springer, |
| | Duryee, | | Seely, |
| | Davis, | | Tuttle, |
| | Edgar, | | Talmage, |
| | Hull, | | Valentine, |
| | Hall, | | Wills,—34. |

The question then recurring upon the final passage of said bill :

Upon the question shall this bill pass ?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Bleecker, | Haight, (Sp.) |
| Bray, | Jobs, |
| Brown, | Johnes, |
| Blane, | Linn, |
| Burtis, | Logan, |
| Budd, | Larason, |
| Conover, | Molleson, |
| Cooper, | Pierson, |
| Doremus, | Pettit, |
| Dellicker, | Riggs, |
| Dickerson, | Strader, |
| Duryee, | Springer, |
| Davis, | Seely, |
| Edgar, | Tuttle, |
| Flummerfelt, | Talmage, |
| Hull, | Valentine,—31 |

NAYS.

| | |
|---|---|
| Messrs. Caldwell, | Messrs. Hunt, |
| Corsen, | Lalor, |
| Flatt, | Ladow, |
| Gifford, | Richards,—5. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Alexander moved that when the House adjourns it adjourn to meet again to-morrow morning at ten o'clock.

Mr. Budd moved that the House do now adjourn to this afternoon at three o'clock,

Upon which motion the yeas and nays were called for and ordered,

And on the question shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Haight, (Sp.) |
| | Bleecker, | | Jobs, |
| | Bray, | | Johnes, |
| | Budd, | | Linn, |
| | Conover, | | Larason, |
| | Cooper, | | Lalor, |
| | Doremus | | Molleson |
| | Dellicker | | Pierson, |
| | Dickerson, | | Riggs, |
| | Davis, | | Richards, |
| | Flummerfelt, | | Strader, |
| | Gifford, | | Talmage, |
| | Hull, | | Valentine |
| | Hall, | | Wade,—21. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Brown, | Messrs. | Ladow, |
| | Blanc, | | Pettit, |
| | Burtis, | | Springer |
| | Corsen, | | Seely, |
| | Duryee, | | Tuttle, |
| | Edgar, | | Wills,—13. |
| | Hunt, | | |

So the House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Doremus presented a petition from certain citizens of Bergen praying the passage of a law, relating to the Fort Lee and New York Steamboat company;

Which was ordered to lie upon the table.

Mr. Tuttle presented two remonstrances from citizens of Essex, against the incorporation of a company to construct a ship canal, from Newark to Newark Bay;

Which was ordered to lie upon the table.

Mr. Jobs from the committee upon that subject, reported the

bill from Council entitled "An act to incorporate the Somerville Manufacturing company;"

Which was read and ordered a second reading.

Mr. Conover from the committee upon that subject, reported a bill entitled "An act for the relief of the heirs of Col. Robert Conover, deceased;"

Which was read and ordered a second reading.

Mr. Wills from the committee upon that subject, reported a bill entitled "An act for the relief of Severn Martin, a colored man, of the county of Burlington;

Which was read and ordered a second reading, and that the printing of the same be dispensed with.

Mr. Vallentine from the committee upon that subject, reported a bill entitled "An act to authorise George Heberton to sell and convey certain real estate in the county of Warren;"

Which was read and ordered a second reading.

Mr. Caldwell from the committee upon that subject, reported as follows:

Articles of impeachment exhibited by the General Assembly of the state of New Jersey, in their own name and in the name of the State of New Jersey, against Daniel C. Cozens, esquire, one of the Justices of the Peace, in and for the county of Gloucester; in maintenance and support of their Impeachment against him, for official misconduct—

## ARTICLE I.

That, unmindful of his duty as one of the Justices of the Peace of said county of Gloucester, said Daniel C. Cozens, on or about the twelfth day of May, in the year of our Lord, one thousand eight hundred and thirty-six, did, in his official capacity, issue a process in a civil suit commonly called a summons, against one John Elkinton, as defendant, for the sum of one hundred dollars, purporting to be at the instance, and in the name of one John Smith, as plaintiff, without the knowledge or consent of him the said John Smith.

## ARTICLE II.

That the said Daniel C. Cozens, acting in his official capacity, did, on or about the twelfth day of May, in the year aforesasd, issue one other summons against the said John Elkinton, as defendant, for the sum of one hundred dollars, purporting to be in the name of the said John Smith, without the knowledge or consent of him, the said John Smith; and that the said Daniel C.

Cozens, acting in his official capacity, before the hour mentioned in said summons for the return thereof, gave judgment in favor of the said John Smith, against the said John Elkinton, without the knowledge or consent of him the said John Smith; and that the said Daniel C. Cozens, acting in his official capacity, did issue an execution against the said John Elkinton, on or by virtue of said judgment, and did deliver the said execution to one Edmond F. Garrison, then being one of the constables in the township of Woolwich, in said county of Gloucester, to be by him executed according to law, but that he, the said Daniel C. Cozens, afterwards and before the execution thereof, withdrew the same, and no farther prosecuted the same.

ARTICLE III.

That the said Daniel C. Cozens, further violating his duty as a Justice of the Peace in and for the said county of Gloucester, did, on or about the twelfth day of May, in the year aforesaid issue in his official capacity, a process in a civil suit commonly called a summons, against the said John Elkinton, as defendant, for the sum of one hundred dollars, purporting to be at the instance and in the name of one Maria Zane, as plaintiff, without the knowledge or consent of her the said Maria Zane, and at the time and place in the said summons mentioned for the return thereof, the said John Elkinton applied to the said Daniel C. Cozens, to know who the said Maria Zane was, and that the said Daniel C. Cozens replied, that he was not bound to know: that the said John Elkinton, at the said time and place appeared to the said summons, and the said Maria Zane not appearing, or having any person to appear in her behalf, he, the said John Elkinton inquired of the said Daniel C. Cozens if he was ready for trial, and he the said Daniel C. Cozens replied that he was not ready, he wanted an hour; that after the expiration of the hour, he, the said John Elkinton again enquired if the said Daniel C. Cozens was ready for trial, when he, the said Daniel C. Cozens, replied to him the said John Elkinton, "No, damn you, I'll give you a nonsuit."

And the General Assembly, by protestation, saving to themselves the right of exhibiting at any time hereafter, any further articles or other accusations, or impeachment against the said Daniel C. Cozens, and also of replying to his answers which he shall make unto the said articles or any of them, and offering proof of all and every of said articles, and to all and every other articles, impeachment or accusation, which shall or may be exhibited by them as the case shall require, do demand that the said Daniel C. Cozens, may be put to answer the said misbehaviour, and that such proceedings, examination, trial and

judgments, may be thereupon had and given, as are agreeable to the constitution and laws of New Jersey, and the said House of Assembly are ready to offer proof of the premises, at such time as the Legislative Council of New Jersey shall appoint.

THOMAS G. HAIGHT,

*Speaker of the House of Assembly, New Jersey.*

February 22, 1837.

Which articles were read and ordered a second reading.

On motion of Mr. Caldwell, the rules of the House were dispensed with, and the said articles were taken up, read a second time, amended, agreed to, and ordered to be engrossed and to be printed.

Mr. Molleson offered the following:

Resolved, That five managers be appointed by the Speaker to conduct the impeachment against Daniel C. Cozens, one of the Justices of the Peace in and for the county of Gloucester.

Which was agreed to.

And Messrs. Molleson, Caldwell, Alexander, Valentine and Fenimore, were appointed.

On motion of Mr. Tuttle,

Ordered, That the Clerk inform Council that the House of Assembly have passed certain articles of impeachment, and have appointed Messrs. Molleson, Caldwell, Valentine, Alexander and Fenimore, managers on the part of the Assembly, to conduct said impeachment before Council; and request Council to fix the time when said articles shall be preferred.

The engrossed bill entitled "A further supplement to an act entitled an act, securing to mechanics and others payment for their labor and materials in erecting any house or other buildings within the limits therein mentioned, passed March third, 1835,"

Was taken up, read a third time and compared.

On motion of Mr. Flatt,

Ordered, That said bill be recommitted.

The engrossed bill entitled, "An act for the relief of the owners of meadows in the Fishing Island Bank Company, in the county of Salem,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Riggs called up the resolution fixing the time for the rising of the House, and moved that the blank be filled with the word "ninth," so as to read:

Resolved, That this House will close its present session on the *ninth* day of March.

Mr. Bleecker named the 'sixteenth,'

Mr. Budd named the 'eighth.'

Mr. Tuttle named the 'first.'

The question then being upon the further day, being the 'sixteenth,'

The yeas and nays were called for and ordered;

And on the question, shall the blank be filled with the word sixteenth?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flatt, |
| Bleecker, | Flummerfelt, |
| Bray, | Hall, |
| Burtis, | Johnes, |
| Conover, | Molleson, |
| Cooper, | Strader, |
| Doremus, | Valentine,—15. |
| Dickerson, | |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Larason, |
| Blane, | Lalor, |
| Budd, | Ladow, |
| Caldwell, | Ogden, |
| Corsen, | Pettit, |
| Duryee, | Riggs, |
| Davis, | Richards |
| Edgar, | Springer, |
| Gifford, | Seely, |
| Haight, (Sp.) | Tuttle, |
| Hunt, | Talmage, |
| Jobs, | Wade, |
| Linn, | Wills,—26. |

The question then recurring upon filling the blank in said resolution with the word 'eighth,'

The same was agreed to.

Mr. Flatt moved that the resolution be laid on the table: upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flatt, |
| Bleecker, | Flummerfelt |
| Bray, | Johnes, |
| Burtis, | Logan, |
| Conover, | Molleson, |
| Doremus, | Pierson, |
| Dickerson, | Strader, |
| Duryee. | Valentine,—16. |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Linn, |
| Blane, | Lalor, |
| Cooper, | Ladow, |
| Caldwell. | Ogden, |
| Corsen, | Pettit, |
| Davis. | Riggs, |
| Edgar, | Richards |
| Gifford, | Springer, |
| Hull, | Seely, |
| Hall, | Tuttle, |
| Haight, (Sp.) | Wade, |
| Hunt, | Wills,—25. |
| Jobs. | |

The question then recurring upon the resolution, the yeas and nays were called for and ordered:

And on the question shall this resolution be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Jobs, |
| | Brown, | | Linn, |
| | Budd, | | Ladow, |
| | Cooper, | | Ogden, |
| | Caldwell, | | Pettit, |
| | Corsen, | | Riggs, |
| | Duryee, | | Richards, |
| | Davis, | | Strader, |
| | Edgar, | | Springer |
| | Fenimore, | | Seely, |
| | Hull, | | Tuttle, |
| | Hall, | | Talmage, |
| | Haight, (Sp.) | | Wills,—27. |
| | Hunt, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Johnes, |
| | Bleecker, | | Logan, |
| | Blane, | | Larason, |
| | Burtis, | | Lalor, |
| | Doremus | | Molleson |
| | Dickerson, | | Pierson, |
| | Flatt, | | Valentine |
| | Flummerfelt, | | Wade,—17. |
| | Gifford, | | |

Mr. Springer called up the resolution fixing the hour for the morning meetings of the House at nine o'clock.

Mr. Budd moved to amend the same so that it shall read as follows:

Resolved, That during the remainder of this session this House will meet at *half past* nine o'clock in the morning.

Which was not agreed to.

The question recurring upon agreeing to the resolution, the yeas and nays were called for and ordered:

And on the question, shall this resolution be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Linn, |
| | Brown, | | Larason, |
| | Blane, | | Ladow, |
| | Caldwell, | | Pierson, |
| | Corsen, | | Pettit, |
| | Davis, | | Riggs, |
| | Edgar, | | Springer, |
| | Fenimore, | | Seely, |
| | Gifford, | | Tuttle, |
| | Hall, | | Talmage, |
| | Hunt, | | Valentine,—23. |
| | Jobs, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hull, |
| | Bleecker, | | Haight, (Sp.) |
| | Burtis, | | Johnes, |
| | Budd, | | Lalor, |
| | Conover, | | Molleson, |
| | Cooper, | | Ogden, |
| | Doremus, | | Richards, |
| | Dickerson, | | Strader, |
| | Duryee, | | Wade, |
| | Flatt, | | Wills,—21. |
| | Flummerfelt, | | |

A message from Council by Mr. Westcott their secretary, informed the house that Council have passed the following bills from the House of Assembly, viz:

"An act to authorise the vestry of Trinity Church, at Newark, to execute deeds of release and of conveyance in fee simple of certain lands."

"An act authorising the sale of real estate, late of Lewis Cox, deceased."

"An act to authorise Mindwell Beers, widow and administratrix, and Oliver S. Halsted, administrator of George H. Beers, deceased, to convey certain real estate to Charles Squire and George A. Wasson, and to authorise trustees therein named to convey certain real estate of said deceased."

"An act to authorise the sale of certain real estate, whereof

Joseph Condict, late of the township of Orange, in the county of Essex, died seized."

"An act to authorise the sale of certain real estate of Sarah Olmstead, deceased, late of the county of Salem," and

"An act to incorporate the Monmouth Insurance company to be located at Freehold in the county of Monmouth."

Council have passed the bill from the House of Assembly entitled "An act to empower John J. Henderson of the city of Newark, in the county of Essex, guardian of Elizabeth B. Henderson, to sell certain real estate of said Elizabeth," with an amendment;

To which amendments the assent of the House of Assembly is requested.

The bill entitled "An act to empower John J. Henderson of the city of Newark, county of Essex, Guardian of Elizabeth B. Henderson, to sell real estate of said Elizabeth,"

Was taken up, the amendments made to the same in Council were read and agreed to, and said bill ordered to be re-engrossed.

Mr. Alexander offered the following:

Resolved. That this House will not for the residue of this session, take a recess at noon but will terminate the session of each day at four o'clock P. M.

And upon the question of agreeing to the same,

The yeas and nays were called for and ordered:

And on the question shall this resolution be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Bleecker, | Jobs, |
| Bray, | Johnes, |
| Brown, | Linn, |
| Blane, | Larason, |
| Conover, | Molleson, |
| Caldwell, | Strader, |
| Doremus, | Springer, |
| Dickerson, | Tuttle, |
| Platt, | Valentine, |
| Plummerfelt, | Wills,—22. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Burtis, | Messrs. | Hunt, |
| | Budd, | | Lalor, |
| | Cooper, | | Ladow, |
| | Corsen, | | Ogden, |
| | Dellicker, | | Pierson, |
| | Duryee, | | Pettit, |
| | Davis, | | Riggs, |
| | Edgar, | | Richards, |
| | Fenimore, | | Seely, |
| | Gifford, | | Talmage, |
| | Hull, | | Wade—23. |
| | Haight, (Sp.) | | |

Mr. Conover offerred the following :

Resolvéd, That this House hold evening sessions, meeting at half past seven o'clock in the evening,

Upon which resolution the yeas and nays were called for and ordered :

And on the question shall this resolution be agreed to ?

It was determined in the negative as follows :

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Flatt, |
| | Bleecker, | | Flummerfelt, |
| | Bray, | | Hall, |
| | Brown, | | Johnes, |
| | Blane, | | Logan, |
| | Conover, | | Larason, |
| | Caldwell, | | Springer, |
| | Corsen, | | Tuttle, |
| | Doremus. | | Valentine, |
| | Dickerson, | | Wills—20. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Burtis, | Messrs. | Duryee, |
| | Budd, | | Davis, |
| | Cooper, | | Edgar, |

| | |
|---|---|
| Messrs. Guiford, | Messrs. Ogden, |
| Hull, | Pierson, |
| Haight, (Sp.) | Pettit, |
| Hunt, | Riggs, |
| Jobs, | Richards, |
| Linn, | Strader, |
| Lalor, | Seely, |
| Ladow, | Talmage, |
| Molleson, | Wade, —24. |

Mr. Caldwell called up the bill entitled "An act to improve the navigation of Great Mantua Creek in the county of Gloucester;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Doremus called up the bill entitled "An act to incorporate the the Liverpool company,"

And while the same was under consideration,

Mr. Hunt moved an amendment to the twelfth section, limiting the existence of the charter to *twenty* years instead of 'fifty,'

Which was agreed to.

The title of said bill was amended to read "An act to incorporate the *Bergen Port* company,"

And the said bill having been further amended, was ordered to be engrossed for a third reading.

Mr, Riggs called up the bill entitled "An act to authorise the sale of certain real estate of Thomas Logan, deceased;"

Which was read a second time by sections, agreed to and ordered to be engrossed for a third reading.

Mr Hull called up the bill entitled "An act to divorce Nancy Adams from her husband George Adams;"

Which was read a second time, agreed to and ordered to be engrossed for a third reading.

Mr. Hull moved to dispense with the rules of the House, in order to put said bill upon its final passage;

Which was agreed to.

The said bill was then read a third time.

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Brown, |
| Bray, | Burtis, |

| | | | |
|---|---|---|---|
| Messrs. | Budd, | Messrs. | Hall |
| | Cooper, | | Haight, (Sp.) |
| | Caldwell, | | Logan, |
| | Corsen, | | Larason, |
| | Doremus | | Ladow, |
| | Dellicker, | | Ogden, |
| | Dickerson, | | Pierson |
| | Davis, | | Pettit, |
| | Edgar, | | Richards, |
| | Flummerfelt, | | Springer, |
| | Fenimore, | | Seely, |
| | Gifford | | Tuttle, |
| | Hull, | | Valentine,—30. |

NAY.

Mr. Duryee,—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Budd asked and obtained leave to introduce a bill entitled "An act to authorise and empower Jonthan L. Shreve and Samuel Shreve, to straighten the north branch of Rancocus Creek, in the township of Northampton, county of Burlington;"

Which was read and ordered a second reading.

Mr. Tuttle asked and obtained leave, from the committee upon that subject, to report a bill entitled "A supplement to the act entitled an act to incorporate the Mechanics and Tradesmen's Institute of the town of Newark;"

Which was read ordered a second reading.

Mr. Tuttle called up the bill entitled "An act to incorporate the Newark ship canal and rail road company,"

And while the first section of the same was under consideration,

The House adjourned to to morrow morning at nine o'clock.

Thursday, February 28, 1837.

At nine o'clock the House met.

On motion a call of the House was ordered, when upon calling the roll of the House, the following members answered to their names :

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn, |
| Blane, | Logan, |
| Budd, | Larason, |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Dickerson, | Riggs, |
| Duryee, | Richards, |
| Davis, | Springer, |
| Flatt, | Seely, |
| Flummerfelt, | Talmage, |
| Fenimore, | Valentine, |
| Hall, | Wade, |
| Haight, (Sp.) | Young,—29. |
| Hunt, | |

Mr. Alexander presented two petitions from inhabitants of Somerset, Middlesex and Hunterdon, praying that a new county may be set off from said counties ;

Which were referred to the committee upon that subject.

Mr. Flummerfelt from the committee upon that subject, reported a bill entitled " An act to incorporate the Columbia Delaware rail road company ;"

Which was read and ordered a second reading.

Mr. Seely from the committee upon that subject reported a bill entitled "An act to authorise the sale of certain real estate of John Matthews, deceased, late of the county of Cumberland ;"

Which was read and ordered a second reading.

Mr. Caldwell from the committee upon that subject, reported the bill from Council entitled " An act for the relief of Parker Clark a soldier of the revolution without amendment ;"

Which was read and ordered a second reading.

Mr. Doremus from the committee upon that subject reported a bill entitled " An act to incorporate the People's rail road ;"

Which was read and ordered a second reading.

The bill from Council entitled " An act to divorce Rachel Morris from her husband Josiah Morris,"

Was read a third time,

And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Haight, (Sp.) |
| | Brown, | | Hunt, |
| | Burtis, | | Logan, |
| | Budd, | | Larason, |
| | Cooper, | | Ladow, |
| | Caldwell, | | Ogden, |
| | Corsen, | | Pierson, |
| | Doremus, | | Pettit, |
| | Dellicker, | | Richards, |
| | Dickerson, | | Strader, |
| | Davis, | | Springer, |
| | Edgar, | | Seely, |
| | Flummerfelt, | | Valentine. |
| | Gifford, | | Wade,—29. |
| | Hull, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Duryee, | | Linn, |
| | Hall, | | |

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

The engrossed bill entitled "An act to authorise Albert Terhune to fulfil a contract made by the heirs of Joshua Updyke for the sale of a lot of land in the county of Hunterdon and State of New Jersey,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Haight, (Sp.) |
| | Brown, | | Jobs, |
| | Burtis, | | Logan, |
| | Budd, | | Ladow, |
| | Cooper, | | Ogden, |
| | Caldwell, | | Pierson, |
| | Doremus, | | Pettit, |
| | Dellicker, | | Riggs, |
| | Dickerson, | | Richards, |
| | Duryee, | | Strader, |
| | Davis, | | Springer, |
| | Edgar, | | Seely, |
| | Flatt, | | Talmage, |
| | Flummerfelt, | | Valentine, |
| | Fenimore, | | Wade, |
| | Hull, | | Wills, |
| | Hall, | | Young,—34. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Mr. | Clifford,—3. |
| | Corsen, | | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to improve the navigation of Great Mantua Creek in the county of Gloucester,"

Was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to authorise the sale of certain real estate of Thomas Logan, deceased, late of the county of Morris,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk

carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Molleson moved to dispense with the rules of the House, in order to take up the bill entitled "A supplement to the act entitled an act to incorporate the New Brunswick Manufacturing company;"

Which was not agreed to.

Mr. Seely called up the bill entitled "An act to repeal the twelfth and fourteenth sections of an act entitled an act to incorporate Medical Societies for the purpose of regulating the practice of physic and surgery in this state, passed the twenty eighth day of January one thousand eight hundred and thirty,"

And while the same was under consideration,

Mr. Conover moved that the first section of said bill be disagreed to.

Upon which question the yeas and nays were called for and ordered:

And on the question, shall this section be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Hunt, |
| | Brown, | | Jobs, |
| | Budd, | | Ladow, |
| | Caldwell, | | Pettit, |
| | Dickerson, | | Seely, |
| | Davis, | | Valentine, |
| | Edgar, | | Wade, |
| | Flatt, | | Wills, |
| | Fenimore, | | Young.—19. |
| | Hall, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Dellicker, |
| | Bleecker, | | Duryee, |
| | Blane, | | Flummerfelt, |
| | Burtis, | | Gifford, |
| | Conover, | | Hull, |
| | Cooper, | | Haight, (Sp.) |
| | Corsen, | | Linn, |
| | Doremus, | | Larason, |

Messrs. Molleson,
Ogden,
Pierson,
Riggs,
Richards,
Strader,
Springer,
Tuttle,
Talmage,—25.

Mr. Flatt moved that the said bill be laid upon the table.

Mr. Molleson moved to amend the motion by striking the bill from the files of the House:

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Alexander,
Blane,
Conover,
Cooper,
Dellicker,
Duryee,
Gifford,
Hull,
Larason,
Molleson,
Ogden,
Springer,
Tuttle,—13.

NAYS.

Messrs. Bleecker,
Bray,
Brown,
Burtis,
Budd,
Caldwell,
Corsen,
Doremus,
Dickerson,
Davis,
Edgar,
Flatt,
Flummerfelt,
Fenimore,
Haight, (Sp.)
Hall,
Hunt,
Jobs,
Linn,
Ladow,
Pierson,
Pettit,
Richards,
Strader,
Seely,
Talmage,
Valentine,
Wade,
Wills,
Young,—30.

The question then recurring upon the motion of Mr. Platt, the same was agreed to.

The Speaker laid before the House a communication from the State Treasurer, as follows:

NEW-JERSEY TREASURY OFFICE,
*Trenton, Feb. 23, 1837.*

To the honorable The General Assembly of the state of New Jersey.

GENTLEMEN:—In conformity with your resolution, adopted the 15th inst. requesting the Treasurer of the State to inform your honorable body what amount of money will be necessary to be raised, by direct taxation, to defray the expenses of the government for the present year, after appropriating the probable receipts of money to be received from the Delaware and Raritan Canal, and Camden and Amboy Rail Road and Transportation Companies, for transit duties, and dividends on two thousand shares of stock, transferred to the state by said companies, and also to report to your honorable body what amount of money has been received from said companies the present year.

The Treasurer of the State has the honor to Report; That as much money as was thought necessary for the expenses of the government the present year, was provided for by the last Legislature, which has been mostly collected and paid into the Treasury of the State; I shall therefore proceed to show the probable amount of receipts and disbursements under the existing *laws* receivable in, and chargeable to the Treasury for two years, commencing and terminating on the fourth Tuesday of October, which the treasurer believes will furnish the information sought under the first head embraced under your resolution.

Estimates from the fourth Tuesday of October, 1836, to the fourth Tuesday of October, 1837, are as follows:

| | |
|---|---|
| Balance in the Treasury, October 27th, 1836, | $10,306 03 |
| Receivable from the Delaware and Raritan Canal, and Camden and Amboy Rail Road and Transportation Companies, Jan. 1, 1837, | 21,965 23 |
| Three quarter yearly returns of transit duty and dividends, estimated at | 15,000 00 |
| State tax due in January last, and receipts from other sources, | 41,809 00 |
| Amount of Receipts, | $89,080 26 |

| Disbursements as follows: — | | |
|---|---|---|
| Last appropriation for Penitentiary, | $2,000 00 | |
| Paid Trenton Bank, Principal and interest of loan, | 23,467 12 | |
| Interest on loan from School Fund, | 2,415 86 | |
| Estimated expenses of Government, | 40,000 00 | |
| | | $77,882 98 |
| Balance, | | $17,388 33 |

Leaving a balance in the Treasury on the fourth Tuesday in October, 1837, of seventeen thousand three hundred and eighty-eight dollars, thirty three cents.

The receipts and disbursements for one year from the fourth Tuesday of October, 1837, including the foregoing balance, are estimated as follows :—

| | | |
|---|---|---|
| Balance, | | $17,388 33 |
| Income from Canal and Rail Road, | | 44,000 00 |
| Receipts from other sources, | | 1,000 00 |
| | | 62,388 33 |
| Disbursements necessary for expenses of Government, | $45,000 00 | |
| One year's interest on loan to Trustees of School Fund, | 2,415 86 | |
| | | $48,415 86 |
| Balance, | | $13,972 47 |

Assuming the foregoing estimates as correct, it appears, that on the fourth Tuesday of October, 1838, the balance in the Treasury will exceed that of the past year, (1836.) three thousand six hundred and sixty-six dollars, thirty-nine cents, and that without resorting to taxation.

Although the foregoing exhibit, presents a very flattering condition of the finances of the state, and without some unforeseen or extraordinary expenditures out of the ordinary course, it will be fully *realized*. The Treasurer is satisfied that the income to the state from works of internal improvement, and from other sources, will, under the provisions of existing laws, be sufficient hereafter to meet all demands upon the treasury, without resorting to direct taxation, thereby relieving the people from the burthen of a state tax, with the expenses incident to

its assessment and collection. Yet, there is a debt due from the state to the School Fund, of forty-eight thousand dollars, which was borrowed by the governor and expended in the construction of the new Penitentiary. The Treasurer would therefore respectfully suggest, with due deference to the better judgment of your honorable body, the propriety of continuing a state tax of twenty thousand dollars annually, until that debt shall be cancelled. Such an arrangement would reduce the amount usually raised, one-half.

I now come to the second requisition contained in your resolution:—What amount of moneys has been received from the said companies the present year? In reply, I would state, that there has been paid into the treasury for transit duties and dividends arising from the travel and use of the road between the 1st day of January, 1836, and the 1st day of January, 1837, the sum of forty-two thousand dollars, and that there is still due from the said companies an acknowledged balance of two hundred and forty-one dollars, thirty-nine cents, which they are ready to pay when called for. The whole amount as here stated has been the result of the use of the road.

The State holds two thousand shares of the joint stock of the companies, one thousand shares of which is entitled to its regular dividend; the other one thousand shares, together with the transit duties reserved to the State, are included in the guarantee by the companies, that if at any time the said duties and dividends should fall short in any year of thirty thousand dollars, the companies stipulated to pay the deficiency; since the works have been in use until the last year the duties and dividends fell short, and the companies paid the deficiency. The last year, the income exceeded the guarantee, two hundred and forty-one dollars, thirty-nine cents, which remains in the hands of the companies, subject to the draft of the treasurer.

The treasurer made application to the officers of the Delaware and Raritan Canal Company, requesting information as to what amount was due the state by way of transit duties on the business of the canal the last year, and received for answer, that the works were not yet completed, and until they were, according to their construction of the law, no transit duty would be due to the State.

All of which is respectfully submitted.

JACOB KLINE, Treasurer.

Which was read and ordered to lie upon the table, and five hundred copies to be printed.

Mr. Seely called up the bill entitled "A supplement to an act entitled an act, concerning trespass by swine, passed the fifteenth of March one thousand seven hundred and ninety eight,"

And while the same was under consideration,

Mr. Hunt moved to strike out the first section of said bill:

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hall, |
| Brown, | Haight, (Sp.) |
| Blane, | Hunt, |
| Burtis, | Jobs, |
| Budd, | Linn, |
| Dickerson, | Larason, |
| Duryee, | Ladow, |
| Davis, | Strader, |
| Edgar, | Tuttle. |
| Flummerfelt, | Valentine |
| Hull, | Young,—22. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Riggs, |
| Doremus | Richards, |
| Dellicker, | Springer |
| Flatt, | Seely, |
| Fenimore, | Wade, |
| Gifford, | Wills,—18. |

On motion of Mr. Seely, Ordered, That the said bill be laid upon the table,

Mr. Pierson called up the bill entitled "An act to dissolve

the marriage contract between Lydia J. Vanhouten and Peter J. Vanhouten;"

Which was read a second time, agreed to and ordered to be engrossed for a third reading.

Mr. Springer moved to dispense with the rules of the House, in order to take up the bill from Council entitled "An act to incorporate the Alloways-town Beneficial Society, of the county of Salem;"

Which was not agreed to.

Mr. Tuttle called up the bill entitled "An act to incorporate the Newark ship canal and rail road company," being the unfinished business of yesterday.

And while the same was under consideration,

Mr. Pierson moved that the said bill be recommitted:

Which was agreed to.

Mr. Valentine called up the bill entitled, "An act to authorise the sale of part of the real estate of Nathan Stiger, late of the county of Warren, deceased, and to execute a contract made by said deceased in his life time;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Jobs called up the bill from Council entitled "A further supplement to an act entitled, an act to incorporate the Elizabethtown and Somerville rail road company, passed the ninth day of February eighteen hundred and thirty-one,"

And while the same was under consideration,

Mr. Jobs moved to amend the first section of said bill by striking out the words 'above the head of the Delaware and Raritan Canal Feeder,' and insert in lieu thereof the words *between Alexandria and the mouth of the Musconetcong creek:* so that it shall read:

'From the village of Somerville in the county of Somerset on the most eligible route to the Delaware river any where *between Alexandria and the mouth of the Musconetcong creek,*' &c.

Which was agreed to.

On motion of Mr. Jobs, ordered that the further consideration of said bill be postponed to this afternoon.

Mr. Pierson called up the bill from Council entitled "An act to incorporate the Passaic Steam Boat Company;"

Which was read a second time by sections, agreed to, and

On motion of Mr. Pierson, Ordered, That the further consideration of the same be postponed.

Mr. Young called up the bill entitled "An act to incorporate the Port Colden and Morris rail road and Transportation Company;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Springer called up the bill from Council, entitled, "An act to incorporate the Allowaystown Beneficial Society of the county of Salem;"

Which was read a second time by sections, agreed to, and ordered to a third reading.

Mr. Platt moved that the House do now adjourn;

Which was not agreed to.

Mr. Wills called up the bill from Council entitled "An act to divorce Sarah Page from her husband Asahel C. Page;"

Which was read a second time, agreed to and ordered a third reading.

Mr. Caldwell moved that the House do now adjourn, and objections being made.

Mr. Caldwell withdrew the motion, and moved a call of the House, which was ordered: and upon calling the roll the following members answered to their names:

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp.) |
| Bray, | Hunt, |
| Brown, | Jobs, |
| Blane, | Linn, |
| Burtis, | Larason, |
| Budd, | Ladow, |
| Conover, | Molleson, |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Doremus, | Riggs, |
| Dellicker, | Richards, |
| Dickerson, | Strader, |
| Duryee, | Springer, |
| Davis, | Seely, |
| Edgar, | Tattle, |
| Flummerfelt, | Talmage, |
| Fenimore, | Valentine, |
| Gifford, | Wade, |
| Hall, | Wills, |
| Hall, | Young,—42. |

Mr. Caldwell moved that the Sergeant at arms be despatched after the absent members,

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Flatt, |
| | Burtis, | | Hull, |
| | Budd, | | Hunt, |
| | Conover, | | Jobs, |
| | Cooper. | | Linn, |
| | Caldwell, | | Ladow, |
| | Dellicker, | | Pettit, |
| | Dickerson, | | Springer,—16. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Molleson, |
| | Brown, | | Ogden, |
| | Blane, | | Pierson, |
| | Corsen, | | Riggs, |
| | Doremus, | | Richards |
| | Duryee, | | Strader, |
| | Davis, | | Seely, |
| | Edgar, | | Tuttle, |
| | Fenimore, | | Talmage, |
| | Gifford, | | Valentine, |
| | Hall, | | Wade, |
| | Haight, (Sp.) | | Wills, |
| | Larason, | | Young,—26. |

Mr. Davis moved that the House do now adjourn;

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the affirmative as follows;

YEAS.

Messrs. Brown,
Burtis,
Budd,
Conover,
Cooper,
Corsen,
Duryee.
Davis.
Edgar,
Flatt,
Flummerfelt.
Fenimore,
Gifford,
Hall,
Haight, Sp.)
Hunt,
Larason,
Ladow,
Ogden,
Pierson,
Richards.
Strader,
Seely,
Talmage,
Valentine,
Wade,
Young,—27.

NAYS.

Messrs. Bleecker,
Bray,
Blane,
Doremus,
Dellicker.
Dickerson,
Jobs,
Linn,
Molleson,
Riggs,
Springer,
Tuttle,
Wills,—13.

So the House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Flatt from the committee upon that subject, reported the bill from Council entitled "An act respecting Banks," with an amendment;"

Which was read and ordered a second reading.

Mr. Tuttle from the committee to whom was recommitted the bill entitled "An act to incorporate the Newark Ship canal and Rail Road Company:"

Reported the same with an amendment;

Which was read and ordered a second reading.

Mr. Fenimore from the committee to whom was recommitted the engrossed bill entitled "A further supplement to an act entitled an act securing to mechanics and others payment for their labor and materials in erecting any house or other buildings within the limits therein mentioned, passed March third, one thousand eight hundred and thirty-five:" reported the same with an amendment;

Which was read and agreed to, and said bill ordered to be re-engrossed.

Mr. Riggs asked and obtained leave to introduce a bill entitled "An act to incorporate the New Jersey Pilot and Steam Boat Company;"

Which was read and ordered a second reading.

The re-engrossed bill entitled "An act to empower John J. Henderson of the city of Newark, in the county of Essex, guardian of Elizabeth B. Henderson, to sell certain real estate of said Elizabeth;"

Was taken up, read a third time and compared,

And on the question, shall this re-engrossed bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have agreed to the amendments made in Council to the said bill, and have ordered the same to be re-engrossed.

The engrossed bill entitled "An act to authorise trustees therein named to sell certain real estate of Andrew Ten Eyck, deceased;"

Was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Edgar, |
| Bray, | Flummerfelt, |
| Brown, | Fenimore, |
| Burtis, | Hall, |
| Budd, | Haight, (Sp.) |
| Conover, | Logan, |
| Cooper, | Pettit, |
| Doremus. | Riggs, |
| Dellicker, | Valentine, |
| Dickerson, | Young.—21. |
| Davis, | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Duryee, | Messrs. | Strader, |
| | Flatt, | | Springer, |
| | Gifford, | | Seely, |
| | Hull, | | Talmage, |
| | Hunt, | | Wade, |
| | Jobs, | | Wills,—13. |
| | Ladow, | | |

On motion of Mr. Riggs, Ordered, That said bill be laid upon the table.

The engrossed bill entitled "An act to incorporate the Morris and Easton rail road company;"

Was read a third time and compared.

Mr. Jobs moved that the further consideration of said bill be postponed;

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Lalor, |
| | Brown, | | Ladow, |
| | Budd, | | Molleson, |
| | Dellicker, | | Ogden, |
| | Dickerson, | | Pierson, |
| | Duryee, | | Pettit, |
| | Davis, | | Riggs, |
| | Edgar, | | Richards, |
| | Flatt, | | Strader, |
| | Hull, | | Springer, |
| | Hall, | | Talmage, |
| | Haight, (Sp.) | | Valentine, |
| | Hunt, | | Wade, |
| | Jobs, | | Young,—28. |
| | Larason, | | |

NAYS.

Messrs. Doremus, Logan, Mr. Wills,—3.

Mr. Riggs moved to reconsider the vote upon the final passage of the bill entitled "An act to authorise trustees therein named to sell certain real estate of Andrew Ten Eyck, deceased;"

Which was agreed to.

Mr. Tuttle called up the resolution authorising the governor to procure a map exhibiting the routes of the several rail roads and canals, authorised in this state;

And while the same was under consideration,

Mr. Riggs moved to amend the same by making it embrace the rail roads and canals authorised in Pennsylvania and New York;

Which was not agreed to.

The question then recurring upon the resolution. the same was disagreed to.

Mr. Jobs called up the bill entitled "A further supplement to an act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed the ninth of February, eihteen hundred and thirty-one;"

And while the same was under consideration,

On motion of Mr. Jobs,

Ordered, That the further consideration of the same be postponed.

Mr. Valentine called up the bill entitled "An act authorising Stephen Warne, William M. Warne and Chapman Warner, to sell certain real estate of Benjamin Warne, deceased;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Molleson called up the bill entitled "A supplement to the act entitled an act to incorporate the New Brunswick manufacturing company;"

Which was read a second time, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Molleson moved to dispense with the rules of the House in order to take the said bill up on its final passage; upon which motion the yeas and nays were called for and ordered:

And on the question. shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Haight, (Sp.) |
| | Brown, | | Jobs, |
| | Burtis, | | Logan, |
| | Conover, | | Molleson, |
| | Cooper, | | Ogden, |
| | Doremus, | | Pettit, |
| | Dellicker, | | Riggs, |
| | Duryee, | | Springer, |
| | Davis, | | Tuttle, |
| | Flummerfelt, | | Valentine, |
| | Fenimore, | | Wade, |
| | Gifford, | | Wills, |
| | Hull, | | Young,—27. |
| | Hall, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blanc, | Messrs. | Lalor, |
| | Budd, | | Ladow, |
| | Corsen, | | Pierson, |
| | Edgar, | | Richards, |
| | Flatt, | | Seely, |
| | Hunt, | | Talmage,—13. |
| | Larason, | | |

Mr. Hunt moved that the further consideration of said bill be postponed:

Which was not agreed to.

The question then recurring upon the final passage of said bill:

Upon the question shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Linn, |
| | Burtis, | | Logan, |
| | Conover, | | Lalor, |
| | Cooper, | | Molleson, |
| | Doremus, | | Pierson, |
| | Dellicker, | | Pettit, |
| | Dickerson, | | Strader, |
| | Duryee, | | Springer, |
| | Edgar, | | Seely, |
| | Flummerfelt, | | Tuttle, |
| | Fenimore, | | Talmage, |
| | Gifford, | | Valentine, |
| | Hull, | | Wade, |
| | Haight, (Sp.) | | Wills. |
| | Jobs, | | Young,—30. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Hunt, |
| | Brown, | | Larason, |
| | Blane, | | Ladow, |
| | Budd, | | Riggs, |
| | Flatt, | | Richards,—10. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Riggs asked and obtained leave to introduce a bill entitled "An act authorising the Minister, Elders and Deacons of the Protestant Reformed Dutch Church of the township of Bergen, in the county of Bergen, to sell real estate;"

Which was read and ordered a second reading.

The House adjourned to to-morrow morning at nine o'clock.

FRIDAY, February 24, 1837.

At nine o'clock the House met.

Mr. Saunier presented a petition from Nicholas Van Buskirk, praying authority to sell certain real estate;

Which was referred to Messrs. Saunier, Jobs and Molleson.

Mr. Valentine from the committee upon that subject reported the bill from Council entitled "An act to divorce Mercy Dunham from her husband Silas Dunham;" without amendment;

Which was read and ordered a second reading.

Mr. Brown from the committee upon that subject reported the bill from Council entitled "An act to incorporate the city of Trenton;" without amendment:

Which was read and ordered a second reading.

The engrossed bill entitled, "An act to dissolve the marriage contract between Samuel Anderson and Mary his wife,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Haight, (Sp.) |
| | Bray, | | Hall, |
| | Brown, | | Logan, |
| | Burtis, | | Ladow, |
| | Budd, | | Ogden, |
| | Cooper, | | Pierson, |
| | Caldwell, | | Pettit, |
| | Corsen, | | Richards, |
| | Doremus, | | Saunier, |
| | Dellicker, | | Springer, |
| | Davis, | | Valentine, |
| | Flummerfelt, | | Wade, |
| | Gifford, | | Wills, |
| | Hull, | | Young,—28. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Dickerson, | Messrs. | Johnes, |
| | Duryee, | | Seely, |
| | Flatt, | | Tuttle, |
| | Hunt, | | Talmage,—9. |
| | Jobs. | | |

Ordered, That the Speaker sign the same and that the clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The re-engrossed bill entitled "An act to incorporate the Bordentown Bank in the county of Burlington, to be located in the borough of Bordentown,"

Was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Burtis, | Messrs. | Molleson, |
| | Budd, | | Pierson, |
| | Chetwood, | | Pettit, |
| | Davis, | | Saunier, |
| | Flatt, | | Tuttle, |
| | Fenimore, | | Valentine, |
| | Johnes, | | Wade, |
| | Linn, | | Wills,—17. |
| | Lalor, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Brown, | Messrs. | Hall |
| | Blane, | | Haight, (Sp.) |
| | Conover, | | Hunt, |
| | Cooper, | | Jobs, |
| | Caldwell, | | Larason, |
| | Corsen, | | Ladow, |
| | Doremus | | Ogden, |
| | Dellicker, | | Riggs, |
| | Duryee, | | Richards, |
| | Edgar, | | Springer, |
| | Flummerfelt, | | Seely, |
| | Gifford, | | Talmage,—25. |
| | Hull, | | |

On motion of Mr. Wills,

Ordered, That said bill lie upon the table.

The engrossed bill entitled "An act regulating the selling of grain,"

Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Jobs, |
| Bray, | Logan, |
| Blane, | Pierson |
| Burtis, | Pettit, |
| Chetwood, | Riggs, |
| Conover, | Richards, |
| Doremus, | Strader, |
| Dellicker, | Springer, |
| Dickerson, | Talmage, |
| Duryee, | Valentine, |
| Flummerfelt, | Wade, |
| Hull, | Young,—24. |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Hunt, |
| Budd, | Johnes, |
| Cooper, | Linn, |
| Caldwell, | Larason, |
| Corsen, | Lalor, |
| Davis, | Ladow, |
| Edgar, | Ogden, |
| Flatt, | Saunier, |
| Fenimore, | Seely, |
| Gifford | Tuttle, |
| Hall, | Wills,—23. |
| Haight, (Sp.) | |

On Motion of Mr. Bray,

Ordered, That the said bill be laid upon the table.

The engrossed bill entitled "An act to authorise trustees therein named, to sell certain real estate of Andrew Ten Eyck, deceased,"

Was taken up,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight. |
| Bray, | Johnes. |
| Brown, | Linn. |
| Blane, | Logan. |
| Burtis. | Larason. |
| Cooper, | Pierson. |
| Caldwell, | Riggs. |
| Doremus. | Richards. |
| Dellicker. | Saunier. |
| Duryee. | Strader. |
| Davis. | Seely. |
| Edgar. | Tuttle. |
| Flummerfelt. | Valentine. |
| Hull. | Wills. |
| Hall. | Young.—30. |

NAYS.

| | |
|---|---|
| Messrs. Budd. | Messrs. Ladow. |
| Corsen. | Pettit. |
| Flatt. | Springer. |
| Gifford, | Talmage. |
| Hunt. | Wade.—11. |
| Lalor. | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to authorise the sale of part of the real estate of Nathan Stiger, late of the county of Warren, deceased, and to execute a contract made by said deceased in his life time,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and the Clerk inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to authorise Stephen Warne, William W. Warne and Chapman Warner, to sell certain real estate of Benjamin Warne, deceased,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, Sp.) |
| Bray, | Hall, |
| Brown, | Hull, |
| Blane, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Larason, |
| Cooper, | Lalor, |
| Caldwell, | Ogden, |
| Corsen, | Pettit, |
| Doremus. | Riggs, |
| Dickerson, | Richards. |
| Duryee. | Saunier, |
| Davis. | Springer, |
| Edgar, | Seely, |
| Flatt, | Talmage, |
| Flummerfelt. | Valentine, |
| Fenimore, | Wills, |
| Gifford, | Young,—36. |

NAYS.

| | |
|---|---|
| Messrs. Ladow, | Mr. Wade,—3. |
| Tuttle, | |

Ordered, That that the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled " An act to incorporate the Port Colden and Morris Railroad and Transportation company,"

Was taken up read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Brown, |
| Bray, | Burtis, |

| | |
|---|---|
| Messrs. Budd, | Messrs. Logan, |
| Chetwood, | Lalor, |
| Corsen, | Ogden, |
| Doremus, | Pierson, |
| Dellicker, | Pettit, |
| Dickerson, | Riggs, |
| Duryee, | Richards. |
| Davis, | Saunier, |
| Edgar, | Strader, |
| Flatt, | Springer, |
| Flummerfelt, | Seely, |
| Fenimore, | Tuttle, |
| Gifford, | Talmage, |
| Hull, | Wade, |
| Haight, (Sp.) | Wills, |
| Jobs, | Young,—37. |
| Johnes, | |

NAYS.

Mr. Hunt, Mr. Ladow,—2.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The order of the day being a bill entitled "An act making provisions for the deposite and distribution of so much of the surplus revenue of the United States, as now is, or may hereafter be apportioned to, and received by this state,"

Was taken up.

Mr. Tuttle moved to postpone the same until this afternoon.

Mr. Molleson moved to amend the motion by postponing said bill until Tuesday next;
Which was not agreed to.

The question then recurring upon the motion of Mr. Tuttle,
The yeas and nays were called for and ordered:
And on the question, shall this motion be agreed to?
It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Jobs. |
| Chetwood, | Logan, |
| Conover, | Lalor, |
| Caldwell, | Pettit, |
| Corsen, | Riggs, |
| Dickerson, | Seely, |
| Duryee, | Tuttle. |
| Flatt, | Talmage. |
| Flummerfelt. | Valentine. |
| Gifford, | Wade, |
| Hull, | Wills, |
| Hall, | Young,—25. |
| Hunt, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Johnes, |
| Bray, | Linn, |
| Brown, | Larason, |
| Burtis, | Ladow, |
| Budd, | Molleson, |
| Cooper, | Ogden, |
| Doremus | Pettit, |
| Dellicker, | Richards, |
| Davis, | Saunier, |
| Edgar, | Strader, |
| Fenimore, | Springer.—23. |
| Haight, (Sp.) | |

Mr. Saunier asked and obtained leave to introduce a bill entitled "An act to authorise the sale of part of the real estate of James Van Buskirk, deceased;"

Which was read and ordered a second reading.

Mr. Chetwood called up the bill entitled "A supplement to the act entitled an act to provide for the more equal and just representation of the several counties of this state in the General Assembly, passed the twentieth day of February, eighteen hundred and thirty;" and the question being upon agreeing to the first section of the same:

Upon which the yeas and nays were called for and ordered:
And on the question, shall this section be agreed to?
It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Chetwood, | Messrs. | Ogden, |
| | Doremus, | | Pierson, |
| | Flatt, | | Riggs, |
| | Haight, (Sp.) | | Seely, |
| | Hunt, | | Tuttle, |
| | Jobs, | | Talmage, |
| | Ladow, | | Wade,—14. |

NAYS

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Fenimore, |
| | Bray, | | Gifford, |
| | Brown, | | Hull, |
| | Blane, | | Hall, |
| | Burtis, | | Johnes, |
| | Budd, | | Linn, |
| | Conover, | | Logan, |
| | Cooper, | | Larason, |
| | Caldwell, | | Lalor, |
| | Corsen, | | Pettit, |
| | Dellicker, | | Richards, |
| | Dickerson, | | Saunier, |
| | Duryee, | | Strader, |
| | Davis, | | Springer, |
| | Edgar, | | Wills, |
| | Flummerfelt, | | Young,—32. |

Mr. Burtis moved that the said bill be stricken from the files of the House.

Mr. Flatt moved to amend the motion by ordering said bill to lie upon the table;

Which was not agreed to.

The question then recurring upon the motion of Mr. Burtis,
The yeas and nays were called for and ordered:
And on the question, shall this motion be agreed to.
It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Jobs, |
| Brown, | Johnes, |
| Burtis, | Linn, |
| Budd, | Logan, |
| Conover, | Lalor, |
| Corsen, | Pettit, |
| Dickerson, | Richards, |
| Davis, | Strader, |
| Flummerfelt, | Springer, |
| Gifford, | Wills, |
| Hull, | Young,—22. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp.) |
| Blane, | Hunt, |
| Chetwood, | Larason, |
| Cooper, | Ladow, |
| Caldwell, | Ogden, |
| Doremus. | Pierson, |
| Dellicker, | Riggs, |
| Duryee, | Seely, |
| Edgar, | Tuttle, |
| Flatt, | Talmage, |
| Fenimore, | Valentine, |
| Hall, | Wade.—24. |

Mr. Bleecker moved to reconsider the vote upon the first section of said bill;
Which was not agreed to.

Mr. Blane moved to reconsider the vote upon the first section;
Which was not agreed to.

Mr. Riggs called up the bill entitled "An act for the better regulation of the streets in the village of Hoboken,"

And the question being upon agreeing to the first section,
The yeas and nays were called for and ordered:
And on the question, shall this section be agreed to,
It was determined in the negative as follows:

YEAS

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Fries, |
| Bray, | Gifford, |
| Brown, | Hall, |
| Burtis, | Ogden, |
| Cooper, | Pierson, |
| Doremus, | Riggs, |
| Dellicker, | Seely, |
| Duryee, | Valentine, |
| Flummerfelt, | Wills.—18. |

NAYS

| | |
|---|---|
| Messrs. Blanc, | Messrs. Larason, |
| Budd, | Lalor, |
| Corson, | Ladow, |
| Davis, | Molleson, |
| Edgar, | Pettit, |
| Flatt, | Richards, |
| Hull, | Strader, |
| Haight, (Sp.) | Springer, |
| Hunt, | Talmage, |
| Jobs, | Wade, |
| Johnes, | Young.—23. |
| Linn, | |

On motion of Mr. Tuttle the said bill was ordered to be recommitted.

Mr. Molleson asked and obtained leave to introduce a bill entitled "A further supplement to an act entitled an act, securing to mechanics and others payment for their labor and materials in erecting any house or other building within the limits therein mentioned, passed the third day of March, one thousand eight hundred and thirty-five;"

Which was read, ordered a second reading and to be printed.

Mr. Saunier asked and obtained leave to withdraw from the files of the House the bill entitled "An act to incorporate the city of Jersey," for the purpose of making amendments thereto.

Mr. Bleecker moved that the House do now adjourn;

Which was not agreed to.

Mr. Tuttle called up the bill entitled "A supplement to the act entitled an act to incorporate the city of Newark;"

Which was read a second time by sections, amended, and agreed to, and ordered to be engrossed for a third reading.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met,

Mr. Blane presented a petition from William Cromley and others, claiming to be heirs of John G. Leake, deceased, in relation to the estate of said deceased;

Which was referred to the committee upon that subject.

Mr. Molleson presented a remonstrance from the Jersey city Associates, against the incorporation of said city;

Which was ordered to lie on the table.

Mr. Hull presented a remonstrance from sundry inhabitants of Sussex, against the setting off of a new township in that county to be called Lafayette;

Which was ordered to lie on the table.

Mr. Chetwood presented a petition from sundry citizens of Bergen, praying authority to erect a bridge over Passaic river;

Which was referred to Messrs. Chetwood, Doremus and Fries.

Mr. Fenimore asked and obtained leave to introduce a bill entitled "An act to divorce Hope Ann Stillwell from her husband Elias Stillwell;"

Which was read, ordered a second reading, and the printing of the same dispensed with.

Mr. Flatt asked and obtained leave to introduce a bill entitled "An act to incorporate the Passaic office of discount and deposit;"

Which was read and ordered a second reading.

Mr. Linn asked and obtained leave to introduce a bill entitled "A supplement to the act entitled an act establishing a militia system, passed eighteenth of February eighteen hundred and fifteen;"

Which was read and ordered a second reading and to be printed.

Mr. Seely from the committee upon that subject, reported a bill entitled "An act to incorporate the Manufacturer's and Mechanics' Bank of Millville,"

Which was read and ordered a second reading.

Mr. Strader from the committee upon that subject reported the bill from Council entitled "A supplement to an act entitled

an act to enable the owners of the swamps and bog meadows lying on the east and west branches of Paulingskill in the township of Newton and county of Sussex, to drain the same, passed March first, eighteen hundred and thirty six," with an amendment;

Which was read and ordered a second reading.

Mr. Hall from the committee on that subject, reported a bill entitled " An act to incorporate the Mine Brook rail road company;"

Which was read and ordered a second reading.

The Speaker laid before the House the annual statement of the Manufacturers' Bank at Belville, as follows:

Statement of the Manufacturers' Bank at Bellville, 13th February, 1837.

| | DR. |
|---|---|
| To Capital stock, | $149,850 00 |
| Notes in circulation, | 84,425 50 |
| Amount due other banks, | 3,464 58 |
| Dividends unclaimed remaining on deposite, | 645 75 |
| Discounts and exchange received, | 3,563 99 |
| Profit and loss, | 44 77 |
| Individual depositors, | 32,679 36 |
| | $274,673 95 |

| | CR. |
|---|---|
| By Bills discounted, | $199,796 75 |
| Real estate, Plates, Stationary, and Expense acc. | 6,906 43 |
| Amount due from other Banks, | 49,757 09 |
| Notes of specie paying Banks, | 8,046 04 |
| Specie, | 10,167 64 |
| | $274,673 95 |

STATE OF NEW JERSEY, } ss.
Essex County, }

Before me, John C. Lloyd, one of the Justices of the Peace in and for said county, personally appeared Cornelius G. Van Riper, President, and John Kennedy, Acting Cashier of the Manufacturers' Bank at Belleville, who being duly sworn according to law, deposeth and saith, that the above statement is just and true, as taken from the books of said bank.

CORNELIUS G. VAN RIPER, *President*,
JOHN KENNEDY, *Acting Cashier*.

Sworn and subscribed before me, this 13th day of February, A. D. 1837.

JOHN C. LLOYD.

Which was read and ordered to lie upon the table, and be printed.

Mr. Chetwood from the committee upon that subject reported a bill entitled "An act to authorise the Chosen Freeholders of the counties of Bergen and Essex, to build a draw bridge over the navigable waters of the Passaic river at Bellville;"

Which was read and ordered a second reading, and to be printed.

The bill from Council entitled "An act to incorporate the citizens and Mechanics' Bank of Elizabeth,"

Was taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Molleson, |
| Chetwood, | Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Richards, |
| Doremus, | Saunier, |
| Dickerson, | Strader, |
| Duryee, | Springer, |
| Davis, | Seely, |
| Flatt, | Tuttle, |
| Flummerfelt, | Talmage, |
| Fries, | Valentine, |
| Hull, | Wade, |
| Hunt, | Wills, |
| Linn, | Young.—31. |
| Ladow, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp.) |
| Bray, | Jobs, |
| Brown, | Johnes, |
| Edgar, | Larason, |
| Gifford, | Lalor,—11. |
| Hall, | |

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

A message from Council by Mr. Westcott their Secretary, informed the House that Council have passed the bill from the House of Assembly entitled "An act authorizing the guardian of Sarah E. Howell and Phillippina F. Howell, to make sale of certain real estate;" without amendment.

Council have passed the bill entitled "A supplement to the act relative to common schools, passed sixteenth February, 1831;" to which bill the assent of the House of Assembly is requested.

Council have passed the following bills from the House of Assembly, viz:

"An act to authorise Elisha Lippincott, Edmond Throckmorton and Edmund S. Williams, to sell the real estate of Henry Wolcott, deceased."

"An act for the relief of the owners of meadows in the Fishing Island Banking company, in the county of Salem," without amendment.

Council have passed the following bills, viz;

"An act to incorporate the Port Elizabeth Manufacturing company," and

"An act authorising the sale of a part of the state lands at Paterson for the purpore of several cemeteries,"

To which bills the assent of the House of Assembly is requested.

The bill from Council entitled "A supplement to the act relative to common schools, passed sixteenth of February, eighteen hundred and thirty-one,"

Was read and ordered a second reading.

The bill from Council entitled "An act authorising the sale of a part of the State Lands at Paterson, for the purpose of several cemeteries,"

Was read and ordered a second reading.

The bill from Council entitled "An act to incorporate the Port Elizabeth Manufacturing company,"

Was read and referred to Messrs. Flatt, Hunt and Bleecker.

The bill from Council entitled "An act to incorporate the Allowaystown Beneficial society of the county of Salem,"

Was read a third time,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hunt. |
| Bray, | Jobs. |
| Brown, | Linn. |
| Budd. | Ladow. |
| Chetwood, | Ogden, |
| Conover, | Pierson. |
| Cooper, | Pettit. |
| Caldwell, | Richards. |
| Corsen. | Saunier. |
| Doremus. | Springer. |
| Dickerson, | Seely. |
| Davis. | Tuttle. |
| Flatt. | Talmage. |
| Flummerfelt. | Valentine. |
| Fenimore, | Wade. |
| Fries, | Wills. |
| Haight, (Sp.) | Young.—34. |

NAYS.

| | |
|---|---|
| Messrs. Duryee. | Messrs. Johnes. |
| Gifford, | Larason.—4. |

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly, have passed said bill without amendment.

The engrossed bill entitled "An act to dissolve the marriage contract between Lydia J. Vanhouten and Peter J. Vanhouten,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Dellicker, |
| Bray, | Davis, |
| Brown, | Edgar, |
| Burtis, | Flummerfelt, |
| Cooper, | Fries, |
| Caldwell, | Hull, |
| Doremus, | Haight, (Sp.) |

| | |
|---|---|
| Messrs. Logan, | Messrs. Strader, |
| Larason, | Springer, |
| Ladow, | Seely, |
| Ogden, | Tuttle, |
| Pierson, | Valentine, |
| Pettit, | Wade, |
| Richards, | Young,—29. |
| Saunier, | |

NAYS.

| | |
|---|---|
| Messrs. Flatt, | Messrs. Johnes, |
| Gifford, | Jobs, |
| Hall, | Molleson,—6. |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act for the encouragement of the culture of Silk,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Jobs, |
| Bray, | Logan, |
| Burtis, | Larason, |
| Budd, | Ladow, |
| Chetwood, | Molleson, |
| Conover, | Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Riggs, |
| Corsen, | Richards, |
| Doremus, | Saunier, |
| Flatt, | Strader, |
| Fenimore, | Springer, |
| Fries, | Seely, |
| Gifford, | Tuttle, |
| Haight, (Sp.) | Talmage, |
| Hunt, | Wade,—32. |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Hall |
| Dickerson, | Johnes, |
| Duryee, | Linn, |
| Davis, | Pettit, |
| Edgar, | Valentine, |
| Flummerfelt, | Wills, |
| Hull, | Young,—14. |

Ordered, That the Speaker sign the same and that the clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act for the encouragement of the manufacture of Beet Sugar,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Logan, |
| Budd, | Ladow. |
| Chetwood, | Molleson, |
| Conover, | Ogden, |
| Cooper, | Pierson, |
| Caldwell. | Riggs, |
| Corsen, | Richards, |
| Doremus, | Saunier, |
| Flatt, | Strader, |
| Fenimore, | Springer, |
| Fries, | Seely, |
| Gifford | Tuttle. |
| Haight, (Sp.) | Talmage, |
| Hunt, | Wade,—28. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Burtis, |
| Brown, | Dellicker, |
| Blane, | Dickerson, |

| | |
|---|---|
| Messrs, Duryee, | Messrs. Johnes, |
| Davis, | Linn. |
| Edgar, | Pettit, |
| Flummerfelt, | Valentine, |
| Hull, | Wills, |
| Hall, | Young,—19. |
| Jobs, | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to incorporate the Bergen Port company,"

Was taken up read a third time and compared;

Mr. Chetwood moved that said bill be recommitted;

Which was agreed to.

The bill entitled "An act making provisions for the deposite and distribution of so much of the surplus revenue of the United States as now is, or may hereafter be apportioned to and received by this state," being the order of the day, was taken up, when,

On motion of Mr. Molleson, the same was postponed to Tuesday next.

Mr. Springer asked and obtained leave to introduce a bill entitled "A supplement to the act entitled an act for the relief of the owners of meadow in the Fishing Island Bank company, in the county of Salem, passed February twenty third, eighteen hundred and thirty seven;"

Which was read and ordered a second reading.

Mr. Chetwood called up the bill from Council entitled "A further supplement to an act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed the ninth of February eighteen hundred and thirty one;"

Which was read a second time, amended and ordered to a third reading.

Mr. Davis called up the bill entitled "An act to incorporate the Taunton Manufacturing company in the county of Burlington;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Doremus, from the committee to whom was recommitted the bill entitled "An act to incorporate the Bergen Port company," reported the same with an amendment:

Which was agreed to, and said bill ordered to be re-engrossed.

Mr. Dickerson moved that this House do now adjourn;

Which was not agreed to.

Mr. Conover moved to dispense with the rules of the House in order to take up the bill entitled "An act for the relief of the heirs of Col. Robert Conover, deceased ;"

Which was not agreed to.

Mr. Wills call up the bill from Council entitled "An act for the relief of the Insurance companies of this state," and the question being upon the first section of said bill, the same was disagreed to.

The House adjourned to to-morrow morning at nine o'clock.

---

SATURDAY, February 25, 1837.

At nine o'clock the House met.

The Speaker being absent, on motion, John C. Chetwood, esq. of Essex, was chosen Speaker pro tempore.

Mr. Davis presented a petition from Hannah Pedrich, for a divorce from her husband ;

Which was referred to Messrs. Davis, Dellicker and Corsen.

Mr. Linn presented a remonstrance against the passage of the bill setting off certain parts of the county of Sussex into a new township, to be called Lafayette ;

Which was ordered to lie on the table.

Mr. Wade from the committee upon that subject reported a bill entitled "An act for the better regulation of the streets in the village of Hoboken ;"

Which was read, ordered a second reading and to be printed.

Mr. Pierson from the committee upon that subject, reported a bill entitled "An act to incorporate the Springfield and Elizabeth Railroad company :"

Which was read and ordered a second reading.

Mr. Hunt from the committee upon that subject, reported the bill from Council entitled "An act to incorporate the Port Elizabeth Manufacturing company ;"

Which was read and ordered a second reading.

The engrossed bill entitled "A supplement to the act entitled an act to incorporate the city of Newark,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass ?

It was determined in the affirmative unanimously,

Ordered, That the Speaker sign the same and the Clerk inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Riggs asked and obtained leave to introduce a bill entitled "An act to alter the line of partition between the counties of Morris and Bergen;"

Which was read, and the question being on ordering said bill to a second reading,

Mr. Dickerson called for the yeas and nays, which were ordered:

And on the question shall this bill have a second reading?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Hull, |
| | Chetwood, | | Jobs, |
| | Cooper, | | Lalor, |
| | Caldwell, | | Ladow, |
| | Corsen, | | Pierson, |
| | Doremus, | | Riggs, |
| | Dellicker, | | Richards, |
| | Duryee, | | Strader, |
| | Edgar, | | Tuttle, |
| | Flummerfelt, | | Talmage, |
| | Fenimore, | | Wade,—32. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Burtis, | Messrs. | Springer, |
| | Dickerson, | | Valentine,—5. |
| | Pettit, | | |

The said bill was then ordered to be printed.

Mr. Pierson called up the bill from Council entitled "An act authorising the sale of a part of the state lands at Paterson, for the purpose of several cemeteries;"

And while the same was under consideration,

Mr. Flummerfelt moved to amend the first section of said bill by striking out the word "five" and inserting *two*: so that it shall read:

"Unto the trustees of the Catholic Congregation of St. John's

Chapel in the town of Paterson, a plot not exceeding two acres."

Which was agreed to.

The said bill was then agreed to, and ordered to a third reading.

Mr. Jobs called up the bill from Council entitled "An act to incorporate the Somerville Manufacturing Company;"

And while the same was under consideration.

Mr. Pierson moved to amend the first section by inserting after the word "grain," the words *into flour*: so as to read:

"For the purpose of manufacturing grain *into flour*."

And while the same was under consideration,

Mr. Jobs moved to postpone the further consideration of said bill;

Which was agreed to.

Mr. Fenimore called up the bill entitled "An act to relieve the heirs of Col. Robert Conover, deceased;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Jobs called up the bill entitled "An act to incorporate the Somerville Manufacturing company;"

Which was amended, agreed to, and ordered to a third reading.

Mr. Valentine called up the bill entitled "An act authorising George Heberton to sell and convey certain real estate in the county of Warren;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Tuttle called up the bill entitled "An act to authorise and empower Jonathan L. Shreve and Samuel Shreve to straighten the north branch of the Rancocus Creek in the township of Northampton, in the county of Burlington;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Tuttle called up the bill entitled "A supplement to the act entitled act to incorporate the Mechanics and Tradesmen's Institute of the town of Newark;"

Which was read a second time, agreed to and ordered to be engrossed for a third reading.

Mr. Flummerfelt called up the bill entitled "An act to incorporate the Columbia Delaware Railroad company;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Riggs called up the bill entitled "An act to incorporate the New Jersey Pilot and Steamboat company;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Dellicker moved to dispense with the rules of the House in order to take up the bill entitled "An act to dissolve the marriage contract between Ann Larrisson and David W. Larrisson;"

Which was agreed to.

The said bill was then read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Riggs called up the bill entitled "An act authorising the ministers, elders and deacons of the Protestant Reformed Dutch church of the township of Bergen, in the county of Bergen, to sell certain real estate;

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Valentine called up the bill from Council entitled "An act to divorce Mercy Dunham from her husband Silas Dunham;"

Which was read a second time by sections, agreed to and ordered to a third reading.

Mr. Fenimore called up the bill entitled "An act to divorce Hope Ann Stillwell from her husband Elias Stillwell;"

Which was read a second time, agreed to and ordered to be engrossed for a third reading.

Mr. Springer called up the bill entitled "A supplement to the act entitled an act for the relief of the owners of meadow in the Fishing Island Bank company in the county of Salem, passed February twenty-third, eighteen hundred and thirty-seven;"

Which was read a second time amended and agreed to and ordered to be engrossed for a third reading.

Mr. Edgar moved that the House do now adjourn;

Which was not agreed to.

Mr. Hunt called up the bill entitled "An act to authorise the sale of certain real estate of John Matthews, deceased, late of the county of Cumberland;"

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott, their Secretary, informed the House that Council have agreed to the amendment made by the House of Assembly to the bill from Council entitled "An act to incorporate the Sidney Manufacturing company."

And have caused said bill to be re-engrossed.

Council have passed the following bills from the House of Assembly, viz:

"An act to incorporate the Bank of New Jersey," and

"An act for the relief of John Nevius, of the county of Middlesex," without amendment.

Mr. Strader called up the bill from Council entitled " A supplement to an act entitled an act to enable the owners of the swamps and bog meadows, lying on the east and west branches of Paulings kill, in the township of Newton and county of Sussex, to drain the same, passed March first, eighteen hundred and thirty-six;"

Which was read a second time by sections, amended and agreed to, and ordered to a third reading.

Mr. Jobs moved that when this House adjourns it will adjourn to Monday morning at nine o'clock:

Which was agreed to.

The House then adjourned.

---

MONDAY, February 27, 1837.

At nine o'clock the House met.

A call of the House having been moved and ordered, upon calling the roll the following members answered to their names.

| | |
|---|---|
| Messrs. Bray, | Messrs. Jobs, |
| Chetwood, | Linn, |
| Corsen, | Lalor, |
| Doremus, | Ladow, |
| Dellicker, | Pierson, |
| Edgar, | Pettit, |
| Flummerfelt, | Richards, |
| Fenimore, | Springer, |
| Fries, | Tuttle, |
| Hull, | Talmage, |
| Hall, | Valentine, |
| Hunt, | Wade,—24. |

A quorum subsequently appearing, the House proceeded to business.

Mr. Riggs presented a petition from John R. Smith, praying to be divorced from his wife;

Which was referred to Messrs. Riggs, Lalor and Dellicker.

Mr. Richards presented a petition from sundry citizens of Gloucester, praying a division of said county;

Which was referred to Messrs. Richards, Corsen and Dem-more.

Mr. Tuttle called up the engrossed bill entitled "A supplement to an act entitled "An act to incorporate the Mechanics and Tradesmen's Institute of the town of Newark;

Which was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That that the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Valentine called up the bill from Council entitled "An act for the protection of canals within this state;"

Which was read, and the first section thereof disagreed to.

Ordered, That the Clerk carry the said bill to Council and inform Council that the House of Assembly have disagreed to the said bill and have ordered the same to be returned to Council.

Mr. Springer called up the bill entitled "An act to dissolve the marriage contract between Catharine Peterson and Alram her husband;"

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Edgar called up the bill entitled "An act to incorporate the Perth Amboy, Woodbridge and Rahway rail road and transportation company;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Doremus called up the bill entitled "An act to incorporate the Bergen Silk manufacturing company;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Pierson called up the bill from Council entitled "An act to incorporate the Passaic Steam Boat Company;"

Which was amended and agreed to, and ordered to a third reading.

Mr. Edgar called up the bill entitled "An act to incorporate the Middlesex manufacturing company of Woodbridge;"

Which was read, and while the third section was under consideration, upon the question of agreeing to said section,

Mr. Riggs called for the yeas and nays, which were ordered.

And on the question, shall this section be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Linn, |
| Burtis, | Lalor, |
| Chetwood, | Ladow, |
| Corren, | Pierson, |
| Edgar, | Pettit, |
| Plummerfelt, | Tuttle, |
| Fenimore, | Talmage, |
| Fries, | Valentine, |
| Hall, | Wade,—19 |
| Hunt, | |

NAYS.

| | |
|---|---|
| Messrs. Blanc, | Messrs. Jobs, |
| Doremus, | Riggs, |
| Dellicker, | Richards, |
| Hull, | Springer,—8. |

The said bill was then read through by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Pierson called up the bill entitled "An act to incorporate the Springfield and Elizabeth rail road company;"

And while the same was under consideration,

Mr. Tuttle moved to amend the sixth section by annexing thereto the following:

Provided further, That any rail road now authorised by law, be not injured or obstructed as a public highway;"

Which was agreed to.

The said bill was further amended and agreed to, and ordered to be engrossed for a third reading.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Daryee presented a petition from sundry citizens of Somerset, Hunterdon and Middlesex, praying for a new county to be set off from said counties: which was referred to the committee upon that subject.

Mr. Flummerfelt offered the following:

Resolved, That no private bill shall be acted on during the present session which shall be received within five days from the expiration of the same.

Which was read and agreed to.

The bill from Council entitled "A supplement to an act entitled an act to enable the owners of the swamps and bog meadows lying on the east and west branches of Paulings kill, in the township of Newton, and county of Sussex, to drain the same, passed March first, eighteen hundred and thirty-six;"

Was taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Ladow, |
| Budd, | Pierson, |
| Chetwood, | Pettit, |
| Corsen, | Riggs, |
| Doremus. | Richards, |
| Dellicker, | Strader, |
| Flummerfelt, | Springer, |
| Fenimore, | Tuttle, |
| Fries, | Talmage, |
| Hull, | Valentine, |
| Hall, | Wade. |
| Haight, (Sp.) | Wills, |
| Hunt, | Young,—27. |
| Jobs, | |

NAY.

Mr. Duryee.—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

The engrossed bill entitled "A supplement to the act entitled an act for the relief of the owners of meadows in the

Fishing Island Bank Company, in the county of Salem, passed February twenty-third, eighteen hundred and thirty-seven ;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Hunt called up the bill from Council entitled "An act to incorporate the Port Elizabeth Manufacturing company ;"

Which was read a second time by sections, amended and agreed to, and ordered to a third reading.

Mr. Chetwood called up the bill from Council entitled "A further supplement to the act entitled an act for the relief of creditors against absconding and absent debtors, passed the eighth of March, seventeen hundred ninety eight ;"

Which was read a second time by sections, agreed to, and ordered to a third reading.

Mr. Doremus called up the bill entitled "A supplement to the act entitled an act to incorporate the Fort Lee and New York Steamboat company ;"

Which was read a second time by sections, amended and agreed to ; and on motion of Mr. Tuttle,

Ordered, That the further consideration of the same be postponed.

Mr. Wills called up the bill entitled "An act for the relief of Severn Martin of the county of Burlington ;"

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Jobs called up the bill entitled "An act to incorporate the Mine Brook rail road company ;"

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Hunt moved that this House do now adjourn,

Upon which motion Mr. Chetwood called for the yeas and nays, which were ordered :

And on the question, shall this motion be agreed to ?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Cooper. |
| Budd, | Corson. |
| Chetwood, | Doremus. |

| | |
|---|---|
| Messrs. Dellicker. | Messrs. Ladow. |
| Dickerson, | Pierson. |
| Duryee. | Pettit. |
| Edgar, | Rigge, |
| Flummerfelt. | Richards. |
| Fenimore, | Springer. |
| Fries, | Talmage. |
| Hull. | Valentine. |
| Haight. (Sp.) | Wade. |
| Hunt. | Young.—27. |
| Jobs. | |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Tuttle, |
| Bray, | Wills.—4. |

So the House adjourned to to morrow morning at nine o'clock.

---

Tuesday, February 28, 1837.

At nine o'clock the House met.

A message from Council by Mr. Westcott their secretary informed the House that Council have passed the following bills, viz:

"An act to incorporate the Salem Fire Insurance company in the county of Salem," and

"A further supplement to an act entitled an act constituting courts for the trial of small causes, passed February twelfth, eighteen hundred and eighteen."

To which bills the assent of the House of Assembly is requested.

Council have passed the following bills from the House of Assembly, viz:

An act to authorise the Board of Chosen Freeholders of the county of Cumberland, to erect a bridge over Prince Maurice river at Middlesex,

"An act to incorporate the Morristown Fire Association."

"An act to divorce William Junkins of the county of Essex from his wife Sarah Junkins," and

"An act to incorporate the Millstone and New Brunswick rail road," without amendment.

Council have also passed a bill entitled "An act to incorporate a company to construct a harbor on the Jersey shore of the Hudson river,"

To which bill the assent of the House of Assembly is requested.

The bill from Council entitled "An act to incorporate the Salem Fire Insurance company in the County of Salem,"

Was read and referred to Messrs. Springer, Flummerfelt and Richards.

The bill from Council entitled "An act to incorporate a company to construct a harbor on the Jersay shore of the Hudson river,"

Was read and referred to Messrs. Riggs, Valentine and Cooper.

The bill from Council entitled "A further supplement to an act entitled act constituting courts for the trial of small causes, passed the twelfth of February, eighteen hundred and eighteen."

Was read and ordered a second reading.

Mr. Dickerson presented a petition from John Hancock, esquire, of Morris, praying that relief may be granted to David Young;

Which was read and ordered to lie upon the table.

Mr. Tuttle presented two petitions from citizens of Newark, praying the passage of the bill authorising the construction of a ship canal from that place to Newark Bay;

Which were ordered to lie upon the table.

Mr. Riggs presented a petition from Gabriel Van Duzen, praying an alteration in the existing laws relative to taxes in this state;

Which was read and referred to the committee upon that subject.

Mr. Alexander presented a petition from sundry citizens of Hunterdon, Middlesex and Somerset, praying the passage of a law setting off parts of the said counties into a new county;

Which was referred to the committee upon that subject.

Mr. Durvee from the committee upon that subject, reported the bill entitled "An act to erect parts of the counties of Somerset, Middlesex, Hunterdon and Burlington, into a new county, to be called the county of Mercer;"

Which was read, ordered a second reading, and to be printed.

Mr. Wills from the committee upon that subject, reported the bill from Council entitled "An act to authorise a trustee to sell the real estate of Aaron O. Shuff, deceased;"

Which was read and ordered a second reading.

Mr. Valentine called up the engrossed bill entitled "An act to incorporate the Hackettstown Bank, at Hackettstown, in the county of Warren;" and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

The engrossed bill entitled "An act to incorporate the Columbia Delaware rail road company;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to authorise the sale of certain real estate of John Matthews, deceased, late of the county of Cumberland,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act authorising the Ministers, Elders and Deacons, of the Protestant Reformed Dutch Church of the township of Bergen, in the county of Bergen, to sell real estate;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to authorise George Heberton to sell and convey certain real estate in the county of Warren;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to council and inform Council, that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to incorporate the

Springfield and Elizabeth rail road company in the county of Essex,"

Was taken up, read a third time and compared,

And on the question shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to incorporate the Perth Amboy, Woodbridge and Rahway rail road and transportation company;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to incorporate the Bergen Silk manufacturing company;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Jobs. |
| Burtis, | Johnes, |
| Budd, | Lalor, |
| Cooper, | Ladow, |
| Corsen, | Pettit, |
| Doremus, | Pierson, |
| Dellicker, | Riggs, |
| Dickerson, | Richards, |
| Edgar, | Saunier, |
| Flummerfelt, | Springer, |
| Fenimore, | Tuttle, |
| Fries, | Talmage, |
| Hull, | Valentine. |
| Hall, | Wade. |
| Haight, (Sp.) | Wills, |
| Hunt, | Young,—32. |

NAY.

Mr. Duryee,—1.

Ordered, That the Speaker sign the same and that the clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "A further supplement to an act entitled an act, securing to mechanics and others payment for their labor and materials in erecting any house or other buildings within the limits therein mentioned, passed March third, one thousand eight hundred and thirty-five;"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Jobs, |
| Blane, | Larason, |
| Chetwood, | Ladow, |
| Dellicker, | Lalor, |
| Duryee, | Riggs, |
| Flummerfelt, | Richards, |
| Fenimore, | Saunier, |
| Fries, | Tuttle. |
| Hall, | Wade, |
| Hunt, | Wills,—20. |

NAYS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Johnes, |
| Budd, | Linn, |
| Corsen, | Pettit, |
| Dickerson, | Strader, |
| Edgar, | Springer. |
| Hull, | Valentine. |
| Haight, (Sp.) | Young,—14. |

On motion of Mr. Flummerfelt,

Ordered, That said bill be laid upon the table.

The bill from Council entitled "An act authorising the sale of a part of the state lands at Paterson, for the purpose of several cemeteries;"

Was taken up, read a third time,
And on the question, shall this bill pass?
It was determined in the negative as follows:

YEAS.

Messrs. Burtis,
Budd,
Chetwood,
Doremus,
Duryee.
Flummerfelt.
Fenimore,
Haight, Sp.)
Messrs. Jobs,
Molleson,
Pierson,
Pettit,
Richards.
Springer,
Tuttle,
Wade,—16.

NAYS.

Messrs. Bray,
Brown,
Blane,
Corsen,
Dellicker,
Fries,
Hall,
Hull,
Hunt,
Johnes,
Messrs. Larason,
Lalor,
Ladow,
Riggs,
Saunier,
Strader,
Valentine,
Wills,
Young,—19.

On motion of Mr. Tuttle,
Ordered, That said bill be laid upon the table.

The bill from Council entitled "A further supplement to the act entitled an act for the relief of creditors against absconding and absent debtors, passed the eighth of March, seventeen hundred and nine-eight,"

Was read a third time,
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Brown. | Messrs. Jobs, |
| Blane, | Larason, |
| Chetwood, | Lalor, |
| Cooper, | Ladow. |
| Corsen, | Molleson, |
| Doremus, | Pierson, |
| Dellicker, | Pettit, |
| Dickerson, | Riggs, |
| Duryee, | Richards, |
| Edgar. | Saunier, |
| Flummerfelt, | Strader, |
| Fenimore, | Springer, |
| Fries, | Tuttle, |
| Hall. | Talmage, |
| Hull. | Valentine, |
| Haight, (Sp.) | Wade, |
| Hunt, | Wills,—35. |
| Johnes, | |

NAYS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Linn, |
| Budd, | Young,—4. |

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly, have passed said bill without amendment.

The bill from Council entitled "An act to incorporate the Somerville manufacturing company;"

Was taken up, read a third time,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Corsen, |
| Budd, | Doremus, |
| Chetwood, | Dellicker, |
| Cooper, | Dickerson, |

Messrs. Duryee,
Flummerfelt,
Fries,
Hall,
Haight, (Sp.)
Hunt,
Jobs,
Linn,
Lalor.
Ladow,
Molleson,
Pierson,
Pettit,
Richards,
Sanmer,
Strader,
Springer,
Tuttle,
Talmage,
Valentine,
Wade,
Wills,
Young,—31.

NAYS.

Messrs. Bray,
Brown,
Blane,
Johnes,—4.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

The bill from Council entitled "An act to incorporate the Port Elizabeth manufacturing company,"

Was read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

On motion of Mr. Chetwood, the House proceeded to the order of the day, being the bill entitled "An act making provisions for the deposite and distribution of so much of the Surplus Revenue of the United States as now is or hereafter may be apportioned to and received by this state,

Mr. Wills in the chair.

And after some time spent therein, the committee rose, reported progress, and asked leave to sit again;

Which was granted.

Mr. Molleson asked and obtained leave to withdraw from the files of the House the remonstance of the State Bank of New Brunswick, against the passage of the bill relative to the Bank of New Brunswick.

The House then adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Tuttle presented a petition from sundry citizens of Newark, in favor of the passage of the bill to authorise the construction of a ship canal from that place to Newark Bay;

Which was ordered to lie on the table.

Mr. Alexander presented a petition from sundry citizens of Somerset, praying the passage of the bill to set off a new county to be called the county of Mercer;

Which was ordered to lie upon the table.

Mr. Springer from the committee upon that subject, reported the bill from Council entitled "An act to incorporate the Salem Fire Insurance company in the county of Salem;"

Which was read and ordered a second reading.

Mr. Riggs from the committee upon that subject, reported the bill from Council entitled "An act to incorporate a company to construct a harbor on the New Jersey shore of the Hudson river;"

Which was read and ordered a second reading.

Mr. Jobs called up the engrossed bill entitled "An act to incorporate the Mine Brook rail road company;"

Which was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act for the relief of Severn Martin, a colored man of the county of Burlington;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Fries moved to reconsider the vote upon the final passage of the bill entitled "An act authorising the sale of a part

of the state lands at Paterson, for the purpose of several cemeteries;"

Upon which motion Mr. Hunt called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight. (Sp.) |
| Bray, | Jobs. |
| Blane, | Molleson, |
| Budd, | Pierson, |
| Chetwood, | Richards. |
| Cooper. | Saunier, |
| Doremus. | Strader, |
| Duryee. | Springer. |
| Edgar, | Tuttle, |
| Flummerfelt. | Talmage. |
| Fenimore, | Valentine. |
| Fries, | Wade.—25. |
| Hall, | |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Ladow. |
| Burtis, | Lalor, |
| Corsen. | Pettit. |
| Dellicker. | Riggs, |
| Dickerson, | Wills. |
| Hunt. | Young.—13. |
| Linn, | |

On motion of Mr. Alexander,

The House resolved itself into a committee of the whole upon the order of the day, being the bill entitled "An act making provisions for the deposite and distribution of so much of the surplus revenue of the United States as now is or may hereafter be apportioned to and received by this state;"

Mr. Wills in the chair.

And after some time spent therein the committee rose, reported progress, and asked leave to sit again to-morrow morning;

Which was granted.

On motion of Mr. Riggs, the bill offered by Mr. Chetwood in committee of the whole, being a bill entitled "An act to provide for the investment of the surplus revenue of the United States deposited in this state;"

Was agreed to, and said bill ordered to be printed.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed the following bills from the House of Assembly, viz:

"An act to incorporate the Weehawkin turnpike company;" and

"A supplement to the act entitled an act, to incorporate the city of Newark;" with amendments.

To which amendments the assent of the House of Assembly is requested.

Council have passed the following bills from the House of Assembly, viz:

"An act to incorporate the Port Colden and Morris rail road and transportation company;" and

"An act for the relief of John Bartley of the county of Somerset;" without amendment.

Council have passed the following bills, viz:

"An act to incorporate the Delaware manufacturing company."

"Supplement to an act concerning roads, passed February 9th, 1818."

"An act directing the mode of determining the seat of Justice in the county of Cumberland."

"An act to authorise holding an additional term of the circuit court and court of Oyer and Terminer and general jail delivery in the county of Cape May;" and

"A further supplement to the act entitled an act to incorporate the Paterson and Hudson river rail road company;"

To which bills the assent of the House of Assembly is requested.

I am also directed to inform the House of Assembly that Ralph H. Shreve, has been appointed assistant secretary of Council, and has taken the oaths of office.

The bill from Council entitled "An act to incorporate the Delaware Manufacturing company,"

Was read and referred to Messrs. Bray, Jobs, and Corsen.

The bill from Council entitled "A supplement to an act concerning roads, passed February ninth, eighteen hundred and eighteen,"

Was read and ordered a second reading.

The bill from council entitled "An act directing the mode of determining the seat of Justice in the county of Cumberland,"

Was read and referred to Mess. Hunt, Dickerson and Burtis,

The bill from Council entitled " An act to authorise holding an additional term of the Circuit Court and Court of Oyer and Terminer and general jail delivery in the county of Cape May,"

Was read and ordered a second reading.

The bill from Council entitled " A further supplement to the act entitled an act to incorporate the Paterson and Hudson river rail road company,"

Was read and referred to Messrs. Tuttle, Fries and Larason.

The bill entitled " An act to incorporate the Wehawkin Turnpike company,"

Was taken up, the amendments made in Council agreed to and said bill ordered to be re-engrossed.

The bill entitled " A supplement to the act to incorporate the city of Newark,"

Was taken up, the amendments made in Council agreed to, and said bill ordered to be re-engrossed.

Mr. Saunier asked and obtained leave to introduce a bill entitled " An act appointing commissioners and authorising them to sell a part of the real estate of Rachel L. Watkins,"

Which was read and ordered a second a reading.

The House adjourned to to-morrow morning at nine o'clock.

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WEDNESDAY, March 1, 1837.

At nine o'clock the House met.

A message from Council by Mr. Shreve their assistant secretary, informed the House as follows:

Whereas the House of Assembly on the 22d of February instant, passed certain articles of impeachment and appointed Messrs. Molleson, Caldwell, Valentine, Alexander and Fennimore, managers on the part of the House, to exhibit the same to Council, and manage the trial thereof, and requested Council to name the time when the same may be preferred.

Resolved, That at eleven o'clock, to-morrow morning, Council will be ready to receive the Committee of the House of Asbly for the purpose aforesaid.

Mr. Pierson presented a remonstrance from sundry inhabitants of Orange, against the passage of the bill authorising the construction of the ship canal from Newark to Newark Bay;

Which was ordered to lie upon the table.

Mr. Bray from the committee upon that subject, reported the bill from Council entitled "An act to incorporate the Delaware Manufacturing Company," without amendment,

Which was read and ordered a second reading.

Mr. Davis from the committee upon that subject reported a bill entitled "An act to dissolve the mariage contract between Job Pedrich and Hannah Pedrich;"

Which was read and ordered a second reading, and the printing dispensed with.

Mr. Blane asked and obtained leave to introduce a bill entitled "An act defining the general powers and duties of Manufacturing incorporations in this state;"

Was read, ordered a second reading and to be printed.

Mr. Tuttle from the committee upon that subject, reported the bill from Council entitled "A further supplement to the act entitled an act to incorporote the Paterson and Hudson river rail road company;"

Which was read and ordered a second reading.

The engrossed bill entitled "An act to incorporate the Taunton Manufacturing company in the county of Burlington,"

Was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Haight, (Sp.) |
| Brown, | Jobs, |
| Blane, | Johnes, |
| Burtis, | Larason, |
| Budd, | Lalor, |
| Cooper, | Ladow, |
| Corsen, | Molleson, |
| Doremus, | Ogden, |
| Dickerson, | Pierson, |
| Dellicker, | Pettit, |
| Duryee, | Richards, |
| Davis, | Springer, |
| Edgar, | Tuttle, |
| Flummerfelt, | Wade, |
| Fenimore, | Wills, |
| Fries, | Young,—33. |
| Hull, | |

NAY.

Mr. Flatt.—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The re-engrossed bill entitled, "A supplement to the act entitled an act to incorporate the city of Newark;"

Was taken up, read and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

The engrossed bill entitled "An act to dissolve the marriage contract between Catharine Paterson and Alram her husband;"

Was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Haight. (Sp.) |
| Burtis, | Logan. |
| Budd. | Larason, |
| Cooper. | Ogden, |
| Caldwell. | Pettit, |
| Doremus. | Richards, |
| Dellicker, | Strader. |
| Davis, | Springer, |
| Flummerfelt, | Valentine, |
| Fenimore, | Wade, |
| Fries, | Young.—23. |
| Hull, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Bray. |
| Bleecker, | Blane, |

Messrs. Dickerson,
Duryee,
Edgar,
Flatt,
Hunt,
Jobs,
Linn,
Molleson,
Riggs,
Tuttle,
Talmage,—15.

The engrossed bill entitled "An act to dissolve the marriage contract between Ann Larrison and David W. Larrison;"
Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

Messrs. Bleecker,
Bray,
Brown,
Budd,
Caldwell,
Corsen,
Doremus,
Dellicker,
Dickerson,
Davis,
Edgar,
Flummerfelt,
Fenimore,
Fries,
Hull,
Hall,
Haight, (Sp.)
Logan,
Larason,
Ladow,
Ogden,
Pettit,
Richards,
Strader,
Springer,
Valentine,
Wade,
Young,—28.

NAYS.

Messrs. Alexander,
Blane,
Cooper,
Duryee,
Flatt,
Jobs,
Molleson,
Pierson,
Tuttle,—9.

Ordered, That that the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled "An act to incorporate the Passaic Steamboat Company;"

Was taken up and read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

The bill from Council entitled "An act to divorce Sarah Page from her husband Asahel C. Page;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Haight, (Sp.) |
| | Bray, | | Hunt, |
| | Brown, | | Logan, |
| | Burtis, | | Larason, |
| | Budd. | | Ladow. |
| | Cooper, | | Ogden, |
| | Caldwell, | | Pierson. |
| | Corsen. | | Pettit. |
| | Doremus. | | Richards. |
| | Dellicker. | | Saunier. |
| | Dickerson, | | Springer. |
| | Davis. | | Strader, |
| | Edgar, | | Tuttle. |
| | Flummerfelt, | | Valentine. |
| | Fenimore, | | Wade. |
| | Fries, | | Wills. |
| | Hull. | | Young.—35. |
| | Hall, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Blane, | | Linn, |
| | Duryee, | | Molleson,—6. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

The re-engrossed bill entitled "An act to incorporate the Weehawkin turnpike company;"

Was taken up, read and compared,

And on the question, shall this re-engrossed bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made in Council to the said bill, and have ordered the same to be re-engrossed.

The engrossed bill entitled "An act to incorporate the Woodbridge Manufacturing company in the county of Middlesex,"

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood called up the bill entitled "A further supplement to the act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed February ninth, eighteen hundred and thirty-one,"

And moved that the same be recommitted;

Which was agreed to.

Mr. Davis asked and obtained leave to introduce a bill entitled "An act for the relief of certain Insurance companies in this state;"

Which was read and ordered a second reading.

Mr. Hunt asked and obtained leave from the committe upon that subject to report a bill from Council entitled "An act directing the mode of determining the seat of justice in the county of Cumberland;"

Which was read and ordered a second reading.

On motion of Mr. Alexander, the House resolved itself into a committee of the whole, Mr. Molleson in the chair, and proceeded, with the managers of the pending impeachment, against Daniel C. Cozens, to the Council Chamber, and after a short time, returned to the Assembly Room, when the committee rose and the House came to order.

Mr. Molleson from the committee of the whole reported, that the committee had attended the managers of the pending impeachment against Daniel C. Cozens, a justice of the peace of the county of Glouncester to the bar of Council, and had there presented in due form the articles of impeachment against the said Daniel C. Cozens, and had been informed that Council

would fix a time for the trial of said impeachment, and would inform the House of Assembly of the same.

On motion of Mr. Alexander, the House resolved itself into committee of the whole ;

Mr. Wills in the chair.

Upon the order of the day being the bill entitled "An act making provisions for the deposite and distribution of so much of the surplus revenue of the United States as now is or may hereafter be apportioned to and received by this state ;"

And after some time spent therein, the committee rose, reported progress, and asked leave to sit again this afternoon ; which was granted.

Mr. Chetwood asked leave to take up the bill entitled "An act to provide for the investment of the surplus revenue of the United States, deposited in this state ;" for the purpose of having the same referred to the committee of the whole upon the bill entitled "An act making provisions for the deposite and distribution of so much of the surplus revenue of the United States as now is or may hereafter be apportioned to and received by this state ;" and upon the question of granting leave the yeas and nays were called for and ordered :

And on the question, shall leave be granted ?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Johnes, |
| Bray, | Linn, |
| Brown. | Logan. |
| Blane, | Larason. |
| Chetwood, | Ladow, |
| Cooper, | Ogden. |
| Doremus, | Pierson, |
| Dellicker, | Riggs, |
| Dickerson, | Richards. |
| Duryee, | Strader, |
| Davis, | Springer, |
| Flatt, | Tuttle, |
| Fries, | Talmage, |
| Haight, (Sp.) | Valentine, |
| Hunt, | Wade. |
| Jobs, | Young,—32. |

NAYS.

Messrs. Burtis. Hall
Budd, Pettit, —5.
Corsen,

Whereupon the said bill was referred to the committee of the whole.

Mr. Wade asked and obtained leave to report the bill from Council from the committee upon that subject, entitled "A further supplement to an act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed the ninth of February, eighteen hundred and thirty one," with an amendment, which amendment was read and agreed to, and said bill ordered to a third reading.

The House then adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Alexander presented a petition from sundry citizens of Somerset, Middlesex and Burlington, praying the passage of the bill setting off the new county of Mrecer;

Which was ordered to lie upon the table.

Mr. Talmage presented a petition from the heirs of Peter Marseilles praying the passage of a law to authorise the executors of John Frelinghuysen to pay over a certain trust;

Which was referred to Messrs. Talmage, Riggs and Strader.

Mr. Pierson presented a remonstrance from sundry citizens of Essex, against the passage of the bill authorising the construction of a ship canal from Newark to Newark Bay;

Which was ordered to lie upon the table.

Mr. Riggs presented a remonstrance from J. Dickerson Miller against the passage of the bill relative to the construction of a harbor on the New Jersey shore of the Hudson river;

Which was read and ordered to lie upon the table.

Mr. Jobs presented a petition from sundry citizens of Middlesex, Somerset and Hunterdon, praying the passage of the bill setting off the new county of Mercer;

Which was ordered to lie upon the table.

Mr. Hull presented a remonstrance from sundry inhabitants

of the township of Frankford, Sussex, against the passage of the bill setting off the new township of Lafayette,

Mr. Strader presented a petition from sundry inhabitants of Newton, in the county of Sussex, praying the postponement of the bill setting off the new township of Lafayette;

Which was ordered to lie upon the table.

Mr. Fenimore asked and obtained leave to introduce a bill entitled "An act to divorce Margaret Gall from her husband Enoch Gall;"

Which was read, ordered a second reading and the printing of the same dispensed with.

The engrossed bill entitled "An act to enable the owners and possessors of lands adjoining Devil's Brook, in the township of South Brunswick, in the county of Middlesex, to drain the same, and to straighten the channel of the said brook within the limits therein mentioned,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt, |
| Brown, | Jobs, |
| Burtis, | Johnes, |
| Blane, | Linn. |
| Chetwood, | Larason, |
| Cooper, | Ladow, |
| Caldwell, | Molleson, |
| Corsen, | Ogden, |
| Dickerson, | Pierson, |
| Dellicker, | Pettit, |
| Duryee, | Richards, |
| Edgar, | Riggs, |
| Flatt. | Strader. |
| Flummerfelt, | Springer, |
| Fries, | Tuttle, |
| Gifford, | Talmage, |
| Hull, | Valentine, |
| Hall, | Wade, |
| Haight, (Sp.) | Young.—38. |

NAY.

Mr. Budd,—1.

Ordered, That the Speaker sign the same and the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled "An act to incorporate the New Jersey Pilot and Steam boat company;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows;

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Logan, |
| Burtis, | Molleson, |
| Chetwood, | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Riggs, |
| Dellicker, | Richards. |
| Edgar, | Saunier, |
| Fries, | Valentine, |
| Gifford, | Wade, |
| Jobs, | Young,—20. |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Haight, Sp.) |
| Blane, | Hunt, |
| Budd, | Johnes, |
| Conover, | Linn. |
| Cooper, | Larason, |
| Doremus, | Ladow, |
| Dickerson, | Pettit, |
| Duryee. | Strader, |
| Flummerfelt. | Springer, |
| Fenimore, | Talmage, |
| Hull, | Wills,—23. |
| Hall, | |

On motion of Mr. Riggs, Ordered, That said bill be laid upon the table.

The engrossed bill entitled "An act to incorporate the Bergen Port Company;"

Was taken up, read a third time and compared,
And on the question, shall this bill pass ?
It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Johnes, |
| Budd, | Ogden, |
| Chetwood, | Pettit, |
| Conover, | Richards, |
| Cooper, | Saunier, |
| Doremus, | Strader, |
| Duryee, | Springer, |
| Flatt, | Tuttle, |
| Fries, | Valentine, |
| Gifford | Wade, |
| Haight, (Sp.) | Young,—22. |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Jobs, |
| Blane, | Linn, |
| Caldwell, | Logan, |
| Corsen, | Larason, |
| Dellicker, | Ladow, |
| Dickerson, | Lalor, |
| Edgar, | Molleson, |
| Flummerfelt, | Pierson, |
| Fenimore, | Riggs, |
| Hull, | Talmage, |
| Hall, | Wills,—23. |
| Hunt, | |

On motion of Mr. Doremus, Ordered, That said bill be laid upon the table.

The engrossed bill entitled "An act for the relief of the heirs of Col. Robert Conover, late of the county of Monmouth, deceased ;"

Was taken up, read a third time and compared,
And on the question, shall this bill pass ?
It was determined in the affirmative unanimously.
Ordered, That the Speaker sign the same, and that the Clerk

carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood moved to dispense with the rules of the House, in order to take up the bill from Council entitled "A further supplement to an act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed the ninth of February, eighteen hundred and thirty-one;" which was agreed to.

Whereupon said bill was taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hall. |
| Brown, | Haight, (Sp.) |
| Blane, | Johnes, |
| Chetwood, | Logan, |
| Caldwell, | Larason, |
| Corsen, | Lalor, |
| Doremus, | Ogden, |
| Dellicker, | Pierson, |
| Dickerson, | Riggs, |
| Duryee, | Richards, |
| Edgar, | Saunier, |
| Flatt, | Strader, |
| Flummerfelt, | Talmage, |
| Fenimore, | Valentine, |
| Fries, | Wade, |
| Gifford, | Young,—33. |
| Hull. | |

NAYS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Molleson, |
| Hunt, | Springer, |
| Jobs, | Tuttle, |
| Linn, | Wills,—9. |
| Ladow, | |

Ordered, That the Speaker sign the same and that the Clerk

carry the same to Council and inform Council that the House of Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

Mr. Fries moved to reconsider the vote given yesterday upon the final passage of the bill entitled "An act authorising the sale of a part of the state lands at Paterson for the purpose of several cemetaries," for the purpose of having said bill re-com-committed and amended:

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to,

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gilford. |
| Bray, | Hall, |
| Brown. | Haight, (Sp.) |
| Blane, | Jobs, |
| Burtis, | Logan, |
| Budd, | Larason, |
| Chetwood, | Molleson. |
| Conover, | Ogden, |
| Cooper. | Pierson, |
| Caldwell, | Richards, |
| Corsen, | Saunier, |
| Doremus, | Strader. |
| Dellicker, | Springer, |
| Durvee. | Tuttle, |
| Edgar, | Valentine. |
| Flummerfelt, | Wade. |
| Fenimore, | Young,—35. |
| Fries, | |

NAYS.

| | |
|---|---|
| Messrs. Dickerson, | Mr. Ladow,—3. |
| Hunt, | |

Mr. Pierson then moved that said bill be recommitted, which was agreed to, and Messrs. Pierson, Fries and Logan appointed,

The House then resolved itself into a committee of the whole, Mr. Wills in the Chair, upon the bills entitled "An act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is, or may hereafter be apportioned to and received by this state,"

And "An act to provide for the investment of the surplus revenue of the United States, deposited in this state," and after some time spent therein, the committee rose, reported progress and asked leave to sit again to-morrow morning: which was granted.

A message from Council by Mr. Shreve their assistant Secretary, informed the House that Council have passed the following bills viz:

"An act to divorce Mary Hillier of the county of Middlesex, from her husband William Hillier,"

An act to dissolve the marriage contract between Catharine Shackelton and Benjamin Shackelton.

An act to dissolve the marriage contract between Artis S. Hewitt and Mary Hewitt.

To which bills the assent of the House of Assembly is requested.

Council have agreed to the amendments made by the House of Assembly to the bills from Council, viz:

An act to incorporate the Somerville manufacturing company, and the

Act to incorporate the Port Elizabeth manufacturing company, and have caused said bills to be re-engrossed.

Council have passed the following bills from the House of Assembly, viz:

An act to incorporate the Bank of Plainfield in the county of Essex.

An act to authorise the sale of certain real estate of John Matthews, deceased, late of the county of Cumberland.

An act to dissolve the marriage contract between Samuel Anderson and Mary his wife.

An act for the relief of Ruben Clark, late of the county of Gloucester, and now set off for the county of Atlantic.

An act to authorise Albert Terhune to fulfil a contract made by the heirs of Jerusha Updyke for the sale of a lot of land in the county of Hunterdon and state of New Jersey; without amendment.

Council have also agreed to the concurrent resolution relating to the repairs of the Supreme Court room; without amendment.

And I am also directed to inform the House of Assembly that Council, as a Court of Impeachment, will be ready to hear the committee of the House of Assembly on the impeachmen

of Daniel C. Cozens, a justice of the peace of the county of Gloucester, to-morrow morning at eleven o'clock in the Council Chamber.

The bill from Council entitled An act to divorce Mary Hillyer of the county of Middlesex, from her husband William Hillyer;

Was read and referred to Messrs. Molleson, Corsen and Riggs.

The bill from Council entitled An act to dissolve the marriage contract between Catharine Shackelton and Benjamin Shackelton;

Was read and referred to Messrs. Valentine, Logan and Springer.

The bill from Council entitled An act to dissolve the marriage contract between Artis S. Hewett and Mary Hewett;

Was read and referred to Messrs. Corsen, Flummerfelt and Richards.

A further message from Council by Mr. Shreve, their assistant secretary, informed the House that Council have passed a bill from the House of Assembly entitled An act to incorporate the Burlington County Bank at Medford, to be located in the town of Medford, in the county of Burlington; without amendment.

Council have also passed the bill entitled An act for the relief of Henry Feaster of the county of Cumberland; to which bill the assent of the House of Assembly is requested.

The bill from Council entitled An act for the relief of Henry Feaster of the county of Cumberland:

Was read and referred to Messrs. Hunt, Gifford and Fenimore.

Mr. Wills asked and obtained leave to introduce a bill entitled An act to incorporate the city of Jersey;

Which was read and ordered to a second reading.

Mr. Riggs moved to reconsider the vote given upon the final passage of the bill entitled An act to incorporate the New Jersey Pilot and Steam Boat company.

Upon which motion Mr. Platt called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Budd. |
| Bray, | Burtis, |

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Johnes. |
| Conover, | Logan, |
| Cooper, | Lalor, |
| Caldwell, | Molleson, |
| Corsen. | Ogden, |
| Doremus. | Pierson. |
| Dellicker. | Riggs, |
| Dickerson, | Richards. |
| Davis. | Strader, |
| Edgar, | Tuttle. |
| Flummerfelt, | Valentine. |
| Fries, | Wade. |
| Gifford, | Wills. |
| Haight, (Sp.) | Young.—33. |
| Jobs, | |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Pettit. |
| Duryee, | Springer. |
| Flatt, | Talmage,—7. |
| Ladow. | |

The House adjourned to to-morrow morning at nine o'clock.

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Thursday March 2, 1837.

At nine o'clock the House met.

The Chair stated that he had been informed by several members of the House that the bill entitled "A further supplement to an act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed February ninth eighteen hundred and thirty one," had been sent to Council in a shape materially varying from that which members considered it as assuming at the time it passed this House, and that he had been by them requested thus to bring the matter before the House.

On motion of Mr. Molleson,

Ordered, That the Clerk inform Council that the said bill was unadvisedly carried to Council in a shape different from that in which it was agreed upon or intended by the House, and respectfully request the return of said bill for the further consideration of the House.

Mr. Corsen presented a petition from sundry citizens of Cape May relative to the Court House of said county;

Which was referred to Messrs. Corsen, Hunt and Chetwood.

Mr. Jobs presented a petition from P. D. Vroom and George A. Vroom, praying the passage of a law to authorise the sale of certain real estate;

Which was read and referred to Messrs. Jobs, Dickerson and Budd.

Mr. Wills presented several remonstrances against the passage of the bill authorising the straightening of Rancocus creek; and

Mr. Budd presented petitions in favor of the passage of said bill;

Which were ordered to lie on the table.

Mr. Chetwood presented a petition from Ann Mariah Walker praying to be divorced from her husband;

Which was referred to Messrs. Chetwood, Riggs and Alexander.

Mr. Pierson presented sundry remonstrances from citizens of Essex, against the passage of the bill authorising the construction of a ship canal from Newark to Newark Bay;

Which were ordered to lie upon the table.

Mr. Molleson from the committee upon that subject reported the bill from Council entitled An act to divorce Mary Hillyer from her husband William Hillyer, reported the same without amendment;

Which was read and ordered a second reading.

Mr. Valentine from the committee upon that subject reported the bill from Council entitled An act to dissolve the marriage contract between Catharine Shackelton and Benjamin Shackelton, without amendment;

Which was read and ordered a second reading.

Mr. Molleson from the committee to whom was recommitted the bill entitled An act to divorce Mariah Martin from her husband Leonard Martin; reported the same without amendment;

Which was read and ordered a second reading.

Mr. Caldwell moved to reconsider the vote given yesterday upon the final passage of the bill entitled An act to incorporate the Bergen Port company;

Which was agreed to.

Mr. Hunt from the committee upon that subject reported the

bill from Council entitled An act for the relief of Henry Faester of the county of Cumberland, without amendment;

Which was read and ordered a second reading.

Mr. Valentine from the minority of the committee upon that subject reported the bill entitled An act to authorise a subscription for stock in the New Jersey rail road and Transportation company,

Which was read, ordered second reading and to be printed.

Mr. Pierson from the committee to whom was recommitted the bill entitled An act authorising the sale of a part of the state lands at Paterson for the purpose of several cemeteries, reported the same with sundry amendments; which amendments were read and agreed to, and said bill ordered to a third reading.

The engrossed bill entitled An act to incorporate the Farmers and Mechanics' Bank of the city of Burlington;"

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Pierson, |
| Chetwood, | Richards, |
| Davis, | Saunier, |
| Flatt, | Tuttle, |
| Fenimore, | Valentine, |
| Fries, | Wills, |
| Lalor, | Wade.—15. |
| Molleson, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hunt, |
| Brown, | Jobs, |
| Blane, | Johnes, |
| Burtis, | Ladow, |
| Conover, | Ogden, |
| Caldwell, | Pettit, |
| Duryee, | Riggs, |
| Gifford, | Springer, |
| Hall, | Talmage,—10. |
| Haight. (Sp.) | |

On motion of Mr. Fenimore, Ordered, That said bill be laid upon the table.

The engrossed bill entitled An act to incorporate the Hunterdon county Bank at Lambertville,

Was taken up, read a third time and compared,

On motion of Mr. Larason, Ordered, That the further consideration of the same be postponed.

The engrossed bill entitled An act to authorise and empower Jonathan L. Shreve and Samuel Shreve, to straighten the North Branch of the Rancocus creek in the township of Northampton, in the county of Burlington.

Was taken up, read a third time and compared.

On motion of Mr. Hunt, Ordered, That the further consideration of said bill be postponed to the next session of the Legislature.

Mr. Riggs called up the bill entitled An act to incorporate the New Jersey Pilot and Steamboat company; and moved that the same be recommitted; which was agreed to.

Mr. Molleson offered the following:

*Resolved*, That the managers appointed to conduct the impeachment against Daniel C. Cozens, one of the Justices of the Peace in and for the county of Gloucester, have leave to absent themselves during the sitting of the House to attend to the duty assigned them; which was read and agreed to.

The House then resolved itself into committee of the whole, Mr. Wills in the chair, upon the bills entitled An act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is or may hereafter be apportioned to and received by this state; and An act to provide for the investment of the surplus revenue of the United States deposited in this state; and after some time spent therein, the committee rose, reported progress, and asked leave to sit again this afternoon; which was granted.

Mr. Tuttle moved that the chairman of the committee of the whole be authorised to have the bill entitled An act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is or may hereafter be apportioned to and received by this state, with the amendments now made by the committee, printed; which was agreed to.

Mr. Flummerfelt asked and obtained leave to call up the bill entitled An act to incorporate the People's Bank of New Jersey; and moved that the same be postponed to the next session of the legislature; which was agreed to.

Mr. Larason called up the bill entitled A supplement to an act entitled an act concerning inns and taverns, and An act to alter and amend the act entitled an act concerning inns and taverns;"

And while the same was under consideration,

Mr. Wade moved to amend the said bill by annexing thereto the following:

"Section 4. And be it enacted, that it shall be deemed unlawful for any innholder or tavern keeper to keep open his bar for the retail of vinous, spiritous, or strong liquors on the Sabbath;"

Which was read and on the question, of agreeing to the same the yeas and nays were called for and ordered:

And on the question shall this amendment be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Pierson, |
| Doremus, | Riggs, |
| Dickerson, | Richards, |
| Duryee, | Springer, |
| Flatt, | Tuttle, |
| Hunt, | Talmage, |
| Ogden, | Wade,—14. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hull, |
| Brown, | Hall, |
| Blane, | Haight, (Sp.) |
| Burtis, | Jobs, |
| Budd, | Johnes, |
| Conover, | Linn, |
| Caldwell, | Logan, |
| Corsen, | Larason, |
| Dellicker, | Lalor, |
| Davis, | Ladow, |
| Edgar, | Molleson, |
| Flummerfelt, | Pettit, |
| Fenimore, | Strader, |
| Fries, | Valentine, |
| Gifford, | Young,—30. |

Mr. Wade moved to amend said bill by annexing thereto the following:

Section 4, And be it enacted, That it shall not be lawful for any innholder or tavern keeper to retail any vinous, spiritous, or strong liquors on the Sabbath.

Mr. Hunt moved to amend the amendment by annexing thereto the following words; 'except to travellers;"

Which was not agreed to.

Mr. Riggs moved to amend the amendment by striking out all after the enacting clause, and insert the following:

That they shall be, and they are hereby authorised to grant licenses under this act six days in each week (Sunday of each week excepted,) upon petitions for such licence, each and every person so licensed, who shall be convicted of selling spiritous or vinous liquors on the Sabbath, such license to be thereafter void, and the person or persons so convicted, shall be subject to all the pains and penalties now by law imposed on persons for selling liquors by small measure without license;

Which was not agreed to.

The question then recurring upon the amendment offerred by Mr. Wade,

The yeas and nays were called for and ordered:

And on the question shall this amendment be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs, Riggs, |
| Dickerson, | Richards, |
| Duryee, | Springer, |
| Flatt. | Tuttle, |
| Hunt, | Talmage, |
| Jobs, | Wade,—13. |
| Pierson, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Dellicker, |
| Brown, | Davis, |
| Blane, | Edgar, |
| Burtis, | Flummerfelt, |
| Conover, | Fries, |
| Caldwell, | Gifford, |
| Corsen, | Hull, |

| | |
|---|---|
| Messrs. Hall, | Messrs. Molleson, |
| Haight, (Sp.) | Ogden, |
| Johnes, | Pettit, |
| Linn. | Strader. |
| Logan, | Valentine, |
| Larason, | Wills, |
| Lalor, | Young,—29. |
| Ladow, | |

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

A message from Council by Mr. Shreve their assistant secretary informed the House that Council have passed the following bills, viz:

An act to authorise the administrators of John H. Disborough, late of the county of Middlesex, deceased, to make sale of certain real estate.

An act to incorporate the Friendly Institution of the city of Burlington.

An act to authorise John Bain and Jennet Bain, formerly widow of John Burridge, late of the township of Aquacknonck, in the county of Essex, deceased, to sell and convey certain real estate, and

An act to divorce Deborah Payne from her husband Lucius A. Payne.

To which bills the assent of the House of Assembly is requested.

Council have also agreed to the amendments made by the House of Assembly to the bill entitled An act to incorporate the Passaic Steamboat company; and have caused said bill to be re-engrossed.

Council have passed the following bills from the House of Assembly, viz:

An act to confirm the last will and testament of Robert Kidd, late of the city of Burlington in the State of New Jersey, esq., deceased.

A supplement to the act entitled An act authorising Joseph Ogden, Nicholas Justice, esq. and others to embank a tract of meadow in the county of Gloucester, passed November eleventh eighteen hundred and twenty five; without amendment.

Council have also passed the bill from the House of Assembly entitled An act to incorporate the Delaware manufacturing company of Trenton, with sundry amendments, to which amendments the assent of the House of Assembly is requested.

The bill from Council entitled An act to authorise the administrators of John H. Disborough late of the county of Middlesex, deceased, to make sale of certain real estate ;

Was read and referred to Messrs. Molleson, Flummerfelt and Pettit.

The bill from Council entiled An act to incorporate the Friendly Institution of the city of Burlington,

Was read and referred to Messrs. Wills, Valentine and Cooper.

The bill from Council entitled An act to authorise John Bain and Jennet Bain, formerly widow of John Burridge, late of the township of Aquacknonck in the county of Essex, deceased, to sell and convey certain real estate,

Was read and referred to Messrs. Pierson, Dickerson and Gifford.

The bill from Council entitled An act to divorce Deborah Payne from her husband Lucius A. Payne,

Was read and referred to Messrs. Jobs, Strader and Edgar.

The amendments made in Council to the bill entitled An act to incorporate the Delaware manufacturing company of Trenton,

Were read, agreed to, and said bill was ordered to be re-engrossed.

Mr. Molleson presented a petition from sundry citizens of Somerset and Middlesex, praying the passage of the bill setting off the new county of Mercer, with some alteration in the proposed boundary lines;

Which was ordered to lie on the table.

Mr. Doremus presented a remonstrance against certain doings of the Bergen Turnpike Company ;

Which was referred to Messrs. Doremus, Flatt and Lalor.

Mr. Chetwood from the committee upon that subject, reported a bill entitled An act to divorce Ann Maria Walker from her husband Edward L. Walker;

Which was read, ordered a second reading, and that the printing of the same be dispensed with.

Mr. Jobs from the committee upon that subject, reported the bill entitled An act appointing trustees to sell and convey the real estate of Guysbert B. Vroom, deceased,

Which was read and ordered a second reading.

Mr Wills from the committee upon that subject, reported the

bill from Council entitled An act to incorporate the Friendly Institution of the city of Burlington;

Which was read and ordered a second reading.

Mr. Riggs from the committee to whom was recommitted the bill entitled An act to incorporate the New Jersey Pilot and Steam Boat Company; reported the same with amendments; which amendments were read, agreed to, and said bill ordered to be re-engrossed.

Mr. Wills from the committee upon that subject, reported a bill entitled An act to incorporate the central New Jersey stock and agricultural improvement society;

Which was read and ordered a second reading.

Mr. Caldwell moved that the vote given yesterday upon the third and last reading of the bill entitled A further supplement to an act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed the ninth of February, eighteen hundred and thirty-one, be reconsidered, and that a message be sent to Council informing them of the same;

Which was agreed to.

The engrossed bill entitled An act to incorporate the Bergen Port company,

Was taken up,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Ladow, |
| Budd, | Molleson, |
| Chetwood, | Ogden, |
| Conover. | Pierson, |
| Cooper, | Pettit, |
| Corsen, | Riggs, |
| Doremus, | Richards, |
| Duryee, | Saunier, |
| Edgar, | Strader, |
| Flatt. | Springer, |
| Flummerfelt, | Tuttle. |
| Fries, | Valentine, |
| Gifford, | Wade, |
| Haight, (Sp.) | Young.—29. |
| Johnes, | |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Jobs, |
| Blane, | Linn, |
| Caldwell, | Logan, |
| Dickerson, | Larason, |
| Davis, | Lalor, |
| Hall, | Wills,—12. |

Ordered, That the Speaker sign the same and that the clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled An act to incorporate the Hunterdon county Bank at Lambertville,

Was taken up,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Ladow, |
| Chetwood, | Molleson, |
| Cooper, | Pierson, |
| Corsen, | Pettit, |
| Duryee, | Saunier, |
| Flatt, | Tuttle, |
| Fries, | Valentine, |
| Hunt, | Wade, |
| Larason, | Young,—18. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Edgar, |
| Brown, | Flummerfelt, |
| Blane, | Gifford, |
| Burtis, | Hull, |
| Caldwell, | Hall, |
| Doremus, | Haight, (Sp.) |
| Dellicker, | Jobs, |
| Dickerson, | Johnes, |
| Davis, | Linn, |

| | |
|---|---|
| Messrs. Logan, | Messrs. Strader, |
| Lalor. | Springer, |
| Ogden, | Talmage, |
| Riggs, | Wills,—27. |
| Richards, | |

The Chair laid before the House, the following communication from the justice of the Supreme Court :

To the Vice President of Council and the Speaker of the House of Assembly :

The subscribers justices of the Supreme Court of the judicature of the State of New Jersey, respectfully beg leave to state to the Honorable the Legislative Counsel and General Assembly of the said State, that upon perusing the act, entitled A supplement to the act entitled an act, relative to jurors and verdicts, which supplement was passed in November last, it appears to the subscribers, that there is now no mode prescribed by law, in which jurors are to be summoned and empannelled, for the trial of indictments, in cases where, by law, the debt is entitled to a pannel of 48 jurors, two days before the trial can be ordered on ; or, if there is any mode, in which, such list of jurors can be made out, and furnished to defendants in such cases, it is of so doubtful and constructive a character, that the subscribers, acting in their judicial capacity, would feel unauthorised, to proceed to the trial of any indictment for a capital offence, under the law as it now stands ; and unfortunately, there are now pending several indictments for murder in this state, which are expected to be tried at the ensuing courts of Oyer and Terminer, to be held in the counties where such indictments are pending. The bill as drawn and presented to the Legislature last fall, contained a clause exempting such cases from the operation of that act ; but the Legislature for some reason, thought proper to strike out that clause, and to pass the bill without making any provision for summoning jurors, in case where the pannel of 48 is to be delivered two days before the trial, and where the defendant has a right to make peremptory challenges. It is perfectly plain that such pannel cannot be furnished to a defendant on Indictment under the provisions of the existing act. For in the first place no *Jury* is to be drawn until a trial is ordered on, and yet, in a trial for murder, cannot be ordered until the defendant has had a list of the jurors two days ; and secondly, by the terms of the act, only twelve jurors are to be drawn, unless some of them should be challenged or excused—and then only as many more as to make up the deficiency.

The subscribers respectfully state it as their opinion, that un-

less the legislature before they rise, pass some law upon the subject, not one of the indictments for murder or other crimes in which the defendants are entitled to peremptory challenges now pending, or that may hereafter be found in this state, can be tried.

The subscribers also remark, that the legislature having struck out the word *Coroners* in the 5th section of the bill which was passed in November last, there is now no mode of getting a Jury into court, in any case where owing to the partiality or interest of the Sheriff, a venire shall be directed to the *coroners*.

The subscribers have felt it to be their duty to make this representation to the Legislature and submit to them the propriety of some immediate and appropriate legislation upon the subject

Most respectfully, &c.

*Jos. C. Hornblower,*
*Gab. H. Ford,*
*Thos. C. Ryerson.*

Trenton, March 2, 1837.

Which was read and referred to Messrs Riggs, Molleson and Chetwood.

The House then resolved itself into committee of the whole; Mr. Wills in the chair; upon the bills entitled An act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is or may hereafter be apportioned to and received by this state; and an act to provide for the investment of the surplus revenue of the United States deposited in this state; and after some time spent therein, the committee rose, reported progress, and asked leave to sit again to-morrow morning; which was granted.

Mr. Tuttle moved that treble the usual number of copies of the above named bills be printed; which was agreed to.

The bill entitled A supplement to the act entitled an act concerning inns and taverns; and An act to alter and amend the act entitled an act concerning inns and taverns, being the unfinished business of the morning,

Was taken up, and while the same was under consideration,

Mr. Doremus moved to strike out the first section of said bill; which was agreed to.

On motion of Mr. Molleson, Ordered, That the further consideration of said bill be indefinitely postponed.

Mr. Tuttle called up the bill entitled A supplement to an act entitled an act relative to Common Schools, passed the sixteenth day of February, eighteen hundred and thirty-one;

And while the same was under consideration,

Mr. Platt moved to strike out the first section of said bill:

Upon which question the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to,

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Johnes. |
| Brown. | Logan, |
| Blane, | Larason, |
| Burtis, | Ogden, |
| Caldwell, | Pettit, |
| Dellicker, | Richards, |
| Davis, | Saunier, |
| Flatt. | Strader. |
| Flummerfelt, | Springer, |
| Fries, | Valentine. |
| Gifford. | Wills, |
| Hull. | Young,—25. |
| Hall, | |

NAYS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Linn, |
| Cooper. | Ladow, |
| Corsen. | Molleson. |
| Doremus, | Pierson, |
| Dickerson, | Riggs, |
| Durvee. | Tuttle, |
| Haight, (Sp.) | Talmage. |
| Hunt, | Wade.—17. |
| Jobs, | |

On motion of Mr. Tuttle, Ordered, That the further consideration of said bill be postponed.

Mr. Doremus asked and obtained leave to take up the bill from Council entitled A further supplement to the act entitled an act to incorporate the Paterson and Hudson river rail road company;

Which was read and agreed to.

Mr. Davis moved that the further consideration of said bill be postponed;

Which was not agreed to.

Mr. Davis moved to reconsider the second section of said bill;

Which was agreed to.

Mr. Davis then moved to amend the said section, by annexing thereto the following:

"Provided nevertheless that no part of the additional capital stock hereby authorised shall be employed or used for banking purposes; and that the Legislature reserve the right to alter or amend this supplement;

Which was read and disagreed to.

The said bill was then ordered to a third reading.

The House adjourned to to-morrow morning at nine o'clock.

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Friday March 3, 1837.

At nine o'clock the House met.

A message from Council by Mr. Westcott their secretary informed the House that compliance with the request of the managers of the impeachment of Daniel C. Cozens, on the part of the House of Assembly, that a summons or precept has been issued to the said Cozens to appear and answer unto said articles of impeachment, at the bar of the legislative council on Tuesday the seventh inst.

And also that Council will cause subpœnas to be issued at the instance of the managers of said impeachment, and also in behalf of said Cozens, when necessary and thereto requested.

Mr. Jobs from the committee upon that subject, reported the bill from Council entitled An act to divorce Deborah Payne from her husband Lucius A. Payne;

Which was read and ordered a second reading.

Mr. Corsen from the committee upon that subject, reported the bill from Council entitled An act to dissolve the marriage contract between Artist S. Hewitt and Mary Hewitt;

Which was read and ordered a second reading.

Mr. Pierson from the committee upon that subject reported the bill from Council entitled An act to authorise John Bain & Jenett Bain, formerly widow of John Burridge, late of the township of Aquacknonck, in the county of Essex, deceased, to sell and convey certain real estate;

Which was read and ordered a second reading.

Mr. Doremus from the committee upon that subject, reported the bill entitled A supplement to the act entitled an act to incorporate the Bergen turnpike company;

Which was read and ordered a second reading,

Mr. Molleson from the committee upon that subject, reported the bill from Council entitled An act to authorise the administrators of John H. Disborough, late of the county of Middlesex, deceased, to make sale of certain real estate;

Which was read and ordered a second reading.

Mr. Wade asked and obtained leave to introduce a bill entitled A supplement to the act concerning inns and taverns, passed the twenty-fourth of February, seventeen hundred and ninety-seven;

Which was read, ordered a second reading, and to be printed.

The engrossed bill entitled An act to incorporate the Hamburgh Bank,

Was taken up, read a third time and compared.

On motion of Mr. Linn

Ordered, That the further consideration of the same be postponed.

The engrossed bill entitled An act to incorporate the Warren county Bank,

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Pettit, |
| Chetwood, | Saunier, |
| Corsen, | Strader, |
| Duryee, | Tuttle, |
| Flatt, | Talmage, |
| Fries, | Valentine, |
| Flummerfelt. | Wade.—15. |
| Molleson, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Burtis, |
| Bleecker, | Conover, |
| Bray, | Doremus, |
| Brown. | Dellicker, |

| | |
|---|---|
| Messrs. Edgar, | Messrs. Ladow, |
| Gifford, | Ogden. |
| Hall, | Pierson, |
| Haight, (Sp.) | Richards. |
| Larason. | Springer,—19. |
| Lalor, | |

A message from Council by Mr. Shreve their Assistant Secretary, informed the House that Council herewith return to the House of Assembly, the bill entitled A further supplement to an act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed the ninth of February, eighteen hundred and thirty-one,

In compliance with the request of the House as having been sent to Council inadvertently, in a shape in which it had not passed.

Council have passed a bill entitled An act to incorporate the Somerville Bank; to which bill the assent of the House of Assembly is requested.

Council have passed a bill from the House of Assembly entitled "An act to incorporate the Burlington Silk manufucturing company; without amendment.

The bill from Council entitled An act to incorporate the Somerville Bank,

Was read and referred to Messrs. Jobs, Logan and Chetwood.

Mr. Chetwood from the committee upon that subject, asked and obtained leave to report the bill entitled A further supplement to the act entitled an act, relative to juries and verdicts;

Which was read, ordered a second reading and to be printed.

The engrossed bill entitled An act to incorporate the Morris and Easton rail road company;

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That that the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled An act to relieve Samuel Reynolds of the county of Somerset,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs. |
| Bleecker, | Larason, |
| Brown, | Lalor, |
| Burtis, | Ladow, |
| Cooper, | Ogden, |
| Caldwell, | Pettit. |
| Doremus | Richards. |
| Dellicker. | Saunier, |
| Dickerson, | Strader, |
| Flummerfelt. | Springer. |
| Fries, | Talmage, |
| Gifford, | Wills. |
| Haight. (Sp.) | Young,—26. |

NAY.

Mr. Davis,—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled A further supplement to the act entitled an act to incorporate the Paterson and Hudson river rail road company,

Was read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly, have passed said bill without amendment.

Mr. Valentine asked and obtained leave to withdraw the papers relating to the bill entitled An act to incorporate the Warren county Bank, from the files of the House.

Mr. Pierson offered the following:

Resolved, That the Treasurer be instructed to prepare, and have printed, a statement of the sums which will fall to the several counties, of the surplus fund, apportioned in the ratio of population, of taxation, of representation, and of population and taxation combined.

Which was read and agreed to.

Mr. Valentine offered the following:

Resolved, That the Clerk inform Council that this House is ready to go into joint meeting for the appointment of a Law Reporter, Keeper of the State Prison, Surrogate of the county of Cumberland, Clerks, Surrogates and Prosecutors of the Pleas for the counties of Passaic and Atlantic, and such other civil and military officers as may be necessary; and request Council to appoint the time and place.

Which was read and agreed to.

The House then resolved itself into a committee of the whole, Mr. Wills in the Chair, upon the bills entitled An act making provision for the deposite and distribution of so much of the surplus revenue of the United States, as now is, or may hereafter be apportioned to and received by this state, and An act to provide for the investment of the surplus revenue of the United States, deposited in this state, and after some time spent therein, the committee rose, reported progress, and asked and obtained leave to sit again to-morrow morning.

Mr. Gifford called up the bill from Council entitled An act to regulate and protect the fisheries in the north and south branches of Shrewsbury river in the county of Monmouth;

Which was read a second time agreed to, and ordered to a third reading.

Mr. Hunt called up the bill from Council entitled An act directing the mode of determining the seat of justice in the county of Cumberland;

Which was read a second time by sections, amended and agreed to, and ordered to a third reading.

Mr. Bleecker called up the bill entitled A further supplement to the act entitled an act constituting courts for the trial of small causes.

And upon the question of agreeing to the first section of said bill,

The yeas and nays were called for and ordered:

And on the question shall this section be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Davis, |
| Bleecker, | Edgar, |
| Bray, | Gifford, |
| Burtis, | Hull, |
| Caldwell, | Hall, |
| Dellicker, | Hunt. |
| Dickerson, | Logan, |

Messrs. Larason,
Lalor,
Ladow,
Ogden,
Pierson,
Riggs,
Richards,
Strader,
Talmage,
Valentine.
Wills.—25.

NAYS.

Messrs. Brown,
Chetwood,
Doremus.
Duryee.
Flatt,
Flummerfelt,
Haight, (Sp.)
Jobs,
Johnes,
Linn,
Molleson
Pettit,
Springer,
Tuttle,
Young.—15.

The said bill was then read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Riggs called up the bill entitled An act to alter the time of partition between the counties of Morris and Bergen,

And while the same was under consideration,

Mr. Dickerson moved to strike out the first and only section of said bill;

On which question the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

Messrs. Bleecker,
Bray,
Brown,
Burtis.
Budd,
Conover,
Cooper,
Dellicker.
Dickerson,
Duryee,
Davis.
Edgar,
Flummerfelt,
Fries,
Gifford,
Hull,
Hall,
Haight, (Sp.)

| | |
|---|---|
| Messrs. Hunt, | Messrs. Richards. |
| Linn, | Springer. |
| Logan, | Tuttle. |
| Larason, | Talmage, |
| Lalor, | Valentine. |
| Ladow. | Wade. |
| Pierson, | Wills. |
| Pettit, | Young.—34. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Chetwood, | Riggs, |
| Doremus. | Saunier. |
| Jobs, | Strader,—8. |

Mr. Chetwood offered the following resolution:

Whereas, it is reported and publicly stated, that a portion of the members of this House have held a *caucus* upon the bills relating to the distribution of the surplus revenue, with a view of controlling legislation upon this important subject: And whereas the character of each member is involved in these reports, which are calculated to bring the honor and integrity of the House, and the principles of representative government into disrepute and contempt: And whereas it is a paramount duty to prevent by all proper and energetic means the establishment of a precedent which must of necessity destroy our republican institutions. Therefore,

Resolved, That a select committee be appointed to inquire into the truth of said reports and statements, and report the same to this House with all convenient speed; and that the said committee have power to send for persons and papers.

Mr. Wills moved to amend the resolution by annexing thereto the following:

And further, That said committee enquire into all other matters in relation to evening meetings of members of this legislature, and report the objects of such meetings to this House.

And upon the question of agreeing to the said amendment, Mr. Hunt called for the yeas and nays, which were ordered:

And on the question shall this amendment be agreed to?

It was determined in the negative as follows;

YEAS.

Messrs. Burtis,
Conover,
Caldwell,
Corsen,
Gifford,
Hull,
Ogden,
Pettit,
Wills,—9.

NAYS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Budd,
Chetwood,
Cooper,
Doremus,
Dellicker,
Dickerson,
Duryee,
Davis,
Edgar,
Flatt.
Flummerfelt,
Fries,
Hall.
Haight, (Sp.)
Hunt,
Jobs,
Johnes,
Linn,
Larason.
Lalor,
Ladow.
Molleson,
Pierson.
Riggs,
Richards,
Saunier,
Strader,
Springer,
Tuttle,
Talmage,
Valentine,
Wade,
Young,—37.

The question then recurring upon the original resolution :
And the yeas and nays being called for and ordered :
Upon the question shall this resolution be agreed to ?
It was determined in the negative as follows :

YEAS.

Messrs. Alexander,
Chetwood,
Caldwell,
Corsen,
Duryee.
Edgar,
Flatt,
Fries,

Messrs. Hunt,
Jobs,
Johnes,
Linn.
Molleson.
Ogden,
Pierson,
Riggs,
Saunier,
Springer,
Tuttle,
Valentine,
Wade,—21.

NAYS.

Messrs. Bleecker,
Bray,
Brown,
Burtis,
Budd,
Conover,
Cooper,
Doremus,
Dellicker,
Dickerson,
Davis,
Flummerfelt,
Gifford,
Hull,
Hall,
Haight, Sp.)
Larason,
Lalor,
Ladow,
Pettit,
Richards.
Strader,
Talmage,
Wills,
Young,—25.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Alexander presented a petition from certain citizens of Middlesex, praying the passage of the bill setting off the new county of Mercer;

Which was ordered to lie on the table,

Mr. Jobs presented a petition from sundry citizens; praying the passage of a bill to regulate the measure of wood;

Which was referred to Messrs. Jobs, Logan and Pierson.

Mr. Jobs from the committee upon that subject, reported the bill from Council entitled An act to incorporate the Somerville Bank;

Which was read and ordered a second reading.

Mr. Valentine asked and obtained leave, to introduce the following bill:

An act for the temporary investment of the surplus revenue.

Whereas, great diversity of opinion exists among the members of the Legislature, as to the wishes of their constituents in reference to the disposition which should be made of the surplus revenue. And whereas the present session is rapidly drawing to a close, Therefore,

Section 1. Be it enacted, by the Council and General Assembly of this state, and it is hereby enacted by the authority of the same, that Jacob Fine, Charles Parker and William Halstead, be, and they are hereby authorised, to invest the share of the surplus revenue of the United States, which has been, or may be received by this state, in some safe and advantageous mode, until the people can have an opportunity of expressing their wishes and sentiments more fully, in reference to the permanent disposition of the same; and that the Governor, Treasurer and speaker of the House of Assembly, are hereby authorised and desired, to pay the same to the above named persons, for the purposes aforesaid.

Which was read, and on the question of ordering the bill to a second reading,

The yeas and nays were called for and ordered:

And on the question shall this bill have a second reading,

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Riggs, |
| Cooper, | Springer. |
| Flatt, | Tuttle, |
| Flummerfelt, | Talmage. |
| Hunt, | Valentine, |
| Johnes, | Wade, |
| Molleson, | Young,—15. |
| Pierson, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Caldwell, |
| Bray, | Corsen, |
| Brown, | Doremus, |
| Burtis, | Dellicker, |
| Budd, | Dickerson, |
| Conover | Daryee, |

| | |
|---|---|
| Messrs. Davis, | Messrs. Logan, |
| Fries, | Larason, |
| Gifford | Ladow, |
| Hull, | Ogden, |
| Hall, | Pettit, |
| Haight, (Sp.) | Richards, |
| Jobs, | Strader, |
| Linn, | Wills,—28. |

The engrossed bill entitled An act to incorporate the Hudson river Bank,
Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Pettit, |
| Chetwood, | Riggs, |
| Corsen, | Saunier, |
| Doremus, | Strader, |
| Duryee, | Springer, |
| Flatt, | Tuttle, |
| Fries, | Talmage, |
| Hull. | Valentine, |
| Linn, | Wills,—18. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flummerfelt, |
| Bleecker, | Gifford, |
| Bray, | Hall, |
| Brown, | Haight, (Sp.) |
| Burtis, | Hunt, |
| Conover, | Jobs, |
| Cooper, | Johnes, |
| Caldwell, | Logan, |
| Dellicker, | Larason, |
| Dickerson, | Lalor, |
| Davis, | Ladow, |
| Edgar, | Molleson. |

Messrs. Ogden,
Pierson,
Richards,
Messrs. Wade,
Young,—29.

On motion of Mr. Doremus,
Ordered, That said bill be laid upon the table.
The engrossed bill entitled An act to incorporate the Hamburgh Bank.
Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

Messrs. Burtis,
Budd,
Chetwood,
Cooper,
Corsen,
Dickerson,
Duryee,
Davis,
Flatt,
Flummerfelt,
Fries,
Hull,
Hunt,
Messrs. Johnes,
Linn,
Ladow,
Pierson,
Riggs,
Saunier,
Strader,
Tuttle,
Talmage,
Valentine,
Wade,
Wills,
Young,—26.

NAYS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Conover,
Caldwell,
Doremus,
Dellicker,
Edgar,
Gifford,
Messrs. Hall,
Haight, (Sp.)
Jobs,
Larason,
Lalor,
Molleson,
Ogden,
Pettit,
Richards,
Springer,—20.

Ordered, That the Speaker sign the same and the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The re-engrossed bill entitled An act to incorporate the New Jersey Pilot and Steamboat company,

Was taken up, read and compared,

And on the question shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Haight, (Sp.) |
| | Bleecker, | | Jobs, |
| | Burtis, | | Johnes, |
| | Chetwood, | | Logan, |
| | Conover, | | Molleson, |
| | Caldwell, | | Ogden, |
| | Corsen, | | Pierson, |
| | Dickerson, | | Riggs, |
| | Edgar, | | Tuttle, |
| | Fries, | | Young,—21. |
| | Gifford, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Brown, | Messrs. | Hunt, |
| | Blane, | | Linn, |
| | Budd, | | Larason, |
| | Cooper, | | Lalor, |
| | Doremus, | | Ladow, |
| | Dellicker, | | Pettit |
| | Duryee, | | Richards, |
| | Davis, | | Springer, |
| | Flatt, | | Talmage, |
| | Flummerfelt, | | Wade, |
| | Hall, | | Wills,—22. |

The re-engrossed bill entitled An act to incorporate the Delaware manufacturing company of Trenton,

Was taken up, read and compared,

And on the question shall this re-engrossed bill pass ?
It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Linn, |
| Blane, | Logan, |
| Burtis. | Larason, |
| Budd, | Lalor, |
| Conover. | Ladow, |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Duryee, | Pettit, |
| Flummerfelt, | Richards, |
| Fries, | Strader, |
| Gifford, | Springer, |
| Hall, | Tuttle, |
| Haight, (Sp.) | Talmage, |
| Hunt, | Wills, |
| Johnes, | Young,—30. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Edgar, |
| Bleecker | Flatt. |
| Brown, | Molleson, |
| Corsen, | Riggs, |
| Doremus, | Saunier, |
| Dellicker. | Wade,—13. |
| Dickerson, | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

The bill from Council entitled An act authorising the sale of a part of the State lands at Paterson, for the purpose of several cemeteries.

Was taken up and read,

And on the question shall this bill pass ?

It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs, Alexander. | Messrs. Molleson. |
| Cooper. | Ogden, |
| Corsen, | Pierson, |
| Doremus, | Richards, |
| Durvee. | Saunier, |
| Edgar, | Strader. |
| Flummerfelt, | Springer, |
| Fries, | Tuttle, |
| Haight, (Sp.) | Talmage. |
| Jobs, | Wade. |
| Lalor, | Wills, |
| Ladow, | Young,—24. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Flatt, |
| Bray, | Gifford, |
| Blane, | Hall, |
| Burtis, | Hunt, |
| Budd. | Johnes, |
| Conover, | Larason, |
| Dellicker, | Pettit, |
| Dickerson, | Riggs,—17. |
| Davis, | |

Mr. Molleson called up the bill entitled An additional supplement to the act entitled an act. to alter and amend the charter of the city of New Brunswick, passed February twenty third eighteen hundred and one ;

Which was read agreed to and ordered to be engrossed for a third reading.

Mr. Molleson called up the bill entitled An act to enable the President and Directors of the Bank of New Brunswick to settle the affairs of said Bank ;

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr Molleson called up the bill entitled An act to incorporate the Middlesex county Bank in the village of Spottswood, and moved that the same be postponed to the next session of the Legislature ;

Which was agreed to.

Mr. Budd called up the bill entitled An act to incorporate the Farmers' and Mechanics' Bank of the city of Burlington, and moved that the same be postponed to the next session of the Legislature;

Which was agreed to.

Mr. Saunier called up the bill entitled An act to incorporate the Bank of Manchester, at Manchester, in Bergen county; and the first section having been read, the question being upon agreeing to said section, the yeas and nays were called for and ordered:

And on the question shall this section be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Fries. |
| Cooper, | Haight, (Sp.) |
| Doremus, | Riggs, |
| Dickerson, | Saunier, |
| Duryee. | Strader, |
| Flatt, | Tuttle,—13. |
| Flummerfelt, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Bleecker, | Linn, |
| Bray, | Larason, |
| Brown. | Lalor. |
| Blane, | Ladow, |
| Budd, | Molleson, |
| Conover, | Ogden, |
| Dellicker, | Pettit, |
| Davis. | Richards, |
| Edgar, | Springer, |
| Gifford. | Wade. |
| Hull. | Wills, |
| Hunt, | Young,—27. |
| Jobs, | |

Mr. Jobs called up the bill entitled An act for the relief of Nancy Beers of the county of Somerset;"

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Caldwell called up the bill from Council entitled An act to relieve Parker Clark, a soldier of the revolution;

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Tuttle called up the bill from Council entitled An act to incorporate the Newark Ship canal and rail road company;

And while the same was under consideration,

Mr. Pierson moved to strike out the sixteenth section, as follows:

And be it enacted, That if it shall be necessary to carry into full effect the objects of this act, it shall be lawful for the said company to increase their capital stock by increasing the number of shares for that purpose, and to cause books to be opened for receiving subscriptions for such additional stock, giving the same notice of the time and place of opening such books, as is in this act required to be given of the opening of the books of subscription to the original stock of said company, and the subscribers to such additional stock shall become members of said corporation, and be entitled to the same rights and emoluments as the original stockholders.

Upon which question the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hunt, |
| Blane, | Larason, |
| Budd, | Ladow, |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Duryee, | Richards, |
| Davis, | Saunier, |
| Gifford, | Strader, |
| Hull, | Sprieger,—21. |
| Haight, (Sp.) | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall. |
| Bray, | Jobs, |
| Brown, | Johnes. |
| Burtis, | Logan, |
| Chetwood, | Molleson, |
| Doremus, | Riggs, |
| Dellicker, | Tuttle, |
| Dickerson, | Wade. |
| Flatt. | Wills, |
| Flummerfelt. | Young,—20. |

Mr. Pierson moved to amend the thirteenth section by annexing thereto the following:

And also not less than three good and sufficient bridges for the passage of horses and carriages in that part of the line of said canal which passes over the said meadows;

Which was not agreed to.

A message from Council by Mr. Shreve their assistant Secretary informed the House that Council have passed the following bills from the House of Assembly viz:

An act to improve the navigation of Great Mantua Creek in the county of Gloucester; and

An act to authorise the sale of the real estate of Moses Moore deceased, late of the county of Somerset, without amendment.

Council have disagreed to the following bills from the House of Assembly viz:

A further supplement to an act entitled an act, for the suppressing vice and immorality passed the sixteenth day of March seventeen hundred and ninety eight; also the

Act relative to habitual drunkards, and herewith return the same.

Council have passed an act to incorporate the Paterson iron and steel company.

An act to authorise the sale of part of the Government lot in the city of Trenton, and

An act to incorporate the Silesian Beet Sugar Company.

To which bills the assent of the House of Assembly is requested.

The bill from Council entitled An act to authorise the sale of a part of the government lot in the city of Trenton;

Was read and ordered a second reading.

The bill from Council entitled An act to incorporate the Paterson Iron and Steel Company.

Was read and referred to Messrs. Tuttle, Hunt and Bleeker.

The bill from Council entitled An act to incorporate the Silesian Beet Sugar company,

Was read and referred to Messrs Riggs, Jobs and Corsen.

A further message from Council by Mr. Shreve, their assistant secretary, informed the House that Council have passed the following resolution:

Resolved, That the Secretary inform the House of Assembly that Council will be ready to go into joint-meeting on Wednesday morning next, at ten o'clock, in the Assembly Room, for the appointment of a Law Reporter, Keeper and Inspectors of the State Prison, Surrogate for the county of Cumberland Clerks and Surrogates and Prosecutors of the Pleas for the Counties of Passaic and Atlantic, and such military officers as may be necessary, but for no other appointment or reappointment.

And while the same was under consideration,

Mr. Davis moved that the further consideration of the same be postponed till to-morrow morning;

Which was agreed to.

Mr. Blane moved to reconsider the vote on the final passage of the bill entitled An act to incorporate the Hunterdon county bank at Lambertville;

Which was agreed to.

Mr. Blane then moved that said bill be postponed to the next setting of the Legislature;

Which was agreed to.

Mr. Flummerfelt moved to reconsider the vote upon the final passage of the bill entitled An act to incorporate the Hudson river Bank;

Which was agreed to.

The House adjourned to to-morrow morning at nine o'clock.

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Saturday March 4, 1837.

At nine o'clock the House met.

Mr. Wade presented a petition from Stephen Gould, praying a subscription on the part of the State, to a dijest of the Statute Law, relating to the duties of judges of the Inferior Court of Common Pleas, Justices of the Peace, and Constables, preparing by him;

Which was referred to Messrs. Wade, Young and Pettit.

Mr. Pierson presented a remonstrance from the inhabitants of Bellville, against the passage of the bill authorising the Newark Ship Canal;

Which was ordered to lie on the table.

Mr. Alexander from the committee upon that subject, reported the bill entitled An act respecting the old burying ground in in the city of Newark;

Which was read and ordered a second reading.

Mr. Tuttle from the committee upon that subject, reported the bill from Council entitled An act to incorporate the Paterson iron and steel company, without amendment,

Which was read and ordered a second reading.

Mr. Conover offered the following:

Resolved, That is not expedient to adjourn this House on the ninth inst. unless this Legislature shall have determined as to the disposition of the surplus revenue.

Which was read and ordered to lie upon the table.

Mr. Wills offered the following:

Resolved, That the Clerk inform Council that the House of Assembly do not agree to the modification made by that body yesterday, in relation to a joint meeting for the appointment of certain State and county officers; limiting the civil appointments only to Law Reporter, Keepers and inspectors of the State Prison, Surrogate of Cumberland, Clerks, Surrogates and Prosecutors of the Pleas for the counties of Passaic and Atlantic; contrary to the public good and interest of the other counties;

They therefore request that Council appoint a time and place for a joint meeting agreeably to the message sent to that effect yesterday.

Which was read and agreed to.

Mr. Jobs from the committee upon that subject, reported the bill entitled An act providing for the measure of wood;

Which was read ordered a second reading and to be printed.

Mr. Doremus asked and obtained leave to introduce a bill entitled An act for the protection of the owners of the west shore of the Hudson, and for other purposes;

Which was read ordered a second reading and to be printed.

The engrossed bill entitled An act to incorporate the township of Lafayette in the county of Sussex,

Was taken up, and

On motion of Mr. Hull, the same was postponed to the next sitting of the Legislature.

The engrossed bill entitled An act to divorce Hope Ann Stillwell, from her husband Elias Stillwell,

Was taken up, read a third time and compared,

Mr. Alexander moved that the further consideration of said bill be postponed;

Which was agreed to.

Mr. Budd offered the following:

Resolved, That the resolution passed by this House on the second day of November, A. D. eighteen hundred and thirty-six, relative to applications for divorces, be, and the same is hereby rescinded.

Which was read and agreed to.

The engrossed bill entitled An act to divorce Hope Ann Stillwell from her husband Elias Stilwell,

Was then taken up,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Bleecker,
Bray,
Brown,
Burtis,
Budd,
Cooper,
Caldwell,
Corsen,
Doremus,
Dellicker,
Dickerson,
Davis,
Edgar,
Flummerfelt,
Fenimore,
Fries,
Gifford,
Hall.
Hull,
Haight, (Sp.)
Hunt,
Jobs,
Logan.
Larason.
Ladow.
Ogden,
Pierson.
Pettit,
Richards,
Strader,
Springer,
Tuttle,
Valentine,
Wade,
Young,—35.

NAYS.

Messrs. Alexander,
Blane,
Flatt.
Linn,
Molleson,
Riggs,—6.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled An act to regulate and protect the fisheries on the north and south branches of the Shrewsbury river in the county of Monmouth,

Was taken up, read as amended,

nd upon the question, shall this bill pass?

' was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fries, |
| Bleecker, | Gifford, |
| Bray, | Hull, |
| Brown, | Hall, |
| Blane, | Haight, (Sp.) |
| Burtis. | Hunt, |
| Budd, | Jobs, |
| Chetwood, | Johnes. |
| Conover, | Linn, |
| Cooper, | Logan, |
| Caldwell, | Lalor, |
| Corsen, | Ladow. |
| Doremus. | Ogden, |
| Dellicker. | Pettit, |
| Dickerson, | Richards. |
| Davis. | Springer. |
| Edgar, | Talmage, |
| Flatt. | Valentine. |
| Flummerfelt, | Wills. |
| Fenimore, | Young.—40. |

NAYS.

| | |
|---|---|
| Messrs. Duryee, | Messrs. Tuttle. |
| Larason, | Wade.—5. |
| Riggs, | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House

f Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

Mr. Riggs asked and obtained leave to introduce a bill entitled An act to dissolve the marriage contract between Nancy Cottwell and James Cottwell,

Which was read and ordered a second reading, and that the printing of the same be dispensed with:

The engrossed bill entitled An act further supplementary to an act entitled an act, constituting courts for the trial of small causes, passed the twelfth of February, one thousand eight hundred and eighteen,

Was taken up, read a third time and compared,

And on the question, shall this bill pass ?

It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hunt, |
| Blane, | Logan, |
| Burtis, | Larason, |
| Conover, | Lalor, |
| Dellicker, | Ladow, |
| Dickerson, | Strader, |
| Davis, | Valentine, |
| Hull, | Wills,—17. |
| Hall, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Bray, | Johnes, |
| Budd, | Linn. |
| Chetwood, | Molleson. |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Doremus, | Richards. |
| Duryee. | Springer, |
| Flatt, | Tuttle, |
| Flummerfelt, | Talmage, |
| Gifford, | Wade, |
| Haight, Sp.) | Young,—26. |

On motion of Mr. Bleecker,

Ordered, That said bill be laid on the table.

The bill from Council entitled An act directing the mode of determining the seat of justice in the county of Cumberland,

Was taken up and read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

The engrossed bill entitled An act to enable the President and directors of the Bank of New Brunswick, to settle the affairs of said Bank;

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Haight, (Sp.) |
| | Bray, | | Jobs, |
| | Chetwood, | | Johnes, |
| | Cooper, | | Linn, |
| | Caldwell, | | Larason, |
| | Doremus. | | Ogden, |
| | Dellicker, | | Pierson, |
| | Dickerson, | | Riggs, |
| | Duryee. | | Talmage, |
| | Edgar, | | Valentine, |
| | Flummerfelt, | | Wade. |
| | Fries, | | Wills. |
| | Hull, | | Young.—26. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Davis, |
| | Brown, | | Flatt, |
| | Blane, | | Fenimore, |
| | Burtis, | | Gifford, |
| | Budd, | | Hall, |
| | Conover, | | Hunt. |
| | Corsen, | | Logan, |

| | |
|---|---|
| Messrs. Ladow, | Messrs. Strader, |
| Pettit, | Springer. |
| Richards, | Tuttle,—20. |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House Assembly have passed said bill and request their concurrence.

The engrossed bill entitled An act to incorporate the Bank of Washington, South River, in Middlesex county,

Was taken up, and on motion of Mr. Jones,

Ordered, That the same be postponed to the next session of the legislature.

The bill from Council entitled An act to divorce Mercy Dunham from her husband Silas Dunham,

Was taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Fries, |
| Bray, | Gifford, |
| Brown, | Hall, |
| Burtis, | Hall, |
| Cooper, | Haight, (Sp.) |
| Caldwell, | Logan, |
| Corsen, | Ogden. |
| Doremus, | Pettit. |
| Dellicker. | Richards. |
| Dickerson, | Strader, |
| Davis, | Springer. |
| Edgar, | Valentine, |
| Flummerfelt, | Wade, |
| Fenimore, | Young,—28. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Molleson, |
| Blane, | Riggs. |
| Budd, | Tuttle, |
| Jolmes, | Wells,—8. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

Mr. Wade called up the bill entitled A further supplement to the act entitled an act to incorporate the Elizabethtown and Somerville rail road company; and moved that the same be recommitted;

Which was agreed to.

Mr. Riggs moved to dispense with the rules of the House in order to take up the bill from Council entitled An act to incorporate a company to construct a harbour on the New Jersey shore of the Hudson river;

Which was agreed to.

The said bill was then taken up, and while the same was under consideration,

Mr. Blane moved to amend the first section of said bill, by striking out after the words 'Hudson river,' the following:

"Free and clear of all claim of property this state may have therein:" so that it shall read;

And the said company shall and may purchase, have, hold, use, occupy possess and enjoy all such lands covered with water within the limits aforesaid, as they may require for the objects of said corporation, extending to the channel of the Hudson river; provided it does not, &c.

And upon the question of agreeing to the said motion,

The yeas and nays were called for and ordered:

And on the question shall this motion be agreed to,

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs Jobs. |
| Brown, | Logan, |
| Blane, | Larason, |
| Burtis, | Lalor, |
| Conover, | Ladow, |
| Caldwell, | Pierson, |
| Corsen, | Pettit. |
| Dickerson, | Richards. |
| Davis, | Strader, |
| Flummerfelt. | Springer. |
| Gifford, | Tuttle, |
| Hull, | Talmage, |
| Hall, | Wade,—27. |
| Hunt, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fries. |
| Bleecker, | Haight, (Sp.) |
| Budd, | Johnes. |
| Chetwood, | Linn. |
| Cooper. | Molleson, |
| Doremus, | Ogden, |
| Dellicker, | Riggs, |
| Duryee, | Valentine. |
| Edgar, | Wills, |
| Flatt. | Young,—21. |
| Fenimore, | |

Mr. Hunt moved that the first section of said bill be stricken out; and before the question was taken,

On motion of Mr. Wills, the House resolved itself into committee of the whole, Mr. Wills in the chair, on the bills entitled An act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is or may hereafter be apportioned to and received by this state; and an act to provide for the investment of the surplus revenue of the United States, deposited in this state;

And after some time spent therein, the committee rose, reported progress, and asked leave to sit again this afternoon at three o'clock; which was granted.

On motion of Mr. Valentine, the chairman of the committee of the whole, was authorised to have the bill entitled an act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is or may hereafter be apportioned to and received by this state; printed.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Wade from the committee upon that subject reported the bill from Council entitled A further supplement to an act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed the ninth of February, eighteen hundred and thirty-one; with an amendment;

Which amendment was read and agreed to.

Mr. Molleson moved that the further consideration of said bill be postponed, and that the applicants have the bill reprinted,

Which was not agreed to.

The said bill was then ordered to a third reading.

The engrossed bill entitled An additional supplement to the ast entitled an act to alter and amend the charter of the city of New Brunswick, passed February twenty-third, eighteen hundred and one;

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood asked and obtained leave to call up the bill entitled A further supplement to the act entitled an act relative to juries and verdicts;

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Molleson asked and obtained leave to call up the bill entitled An act for the better regulation of the streets in the village of Hoboken;

Which was read a second time, amended, and on the question of agreeing to the first section of the said bill the same was disagreed to.

Mr. Brown asked and obtained leave to call up the bill from Council entitled An act to incorporate the city of Trenton;

And while the same was under consideration, a quorum of members not being present,

On motion of Mr. Strader,

Ordered, That the House be called; whereupon the Clerk proceeded to call the roll of members, when the following answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Davis. |
| Bray, | Edgar, |
| Brown. | Gifford. |
| Blane, | Hull. |
| Conover, | Haight, (Sp.) |
| Caldwell, | Hunt, |
| Corsen, | Jobs, |
| Doremus, | Linn, |
| Dickerson, | Logan, |
| Duryee. | Larason, |

| | |
|---|---|
| Ladow, | Springer, |
| Molleson, | Valentine, |
| Pettit, | Wade. |
| Riggs, | Young,—29. |
| Strader, | |

Whereupon a quorum of members appearing, the consideration of said bill was resumed : when the same was gone through with by section, agreed to, and on motion of Mr. Tuttle,

Ordered that the further consideration of the same be postponed.

A message from Council by Mr. Shreve their assistant secretary, informed the House that Council have passed the following bills from the House of Assembly.

A supplement to an act authorising trustees to sell and convey certain real estate late of William Biles deceased, passed February twenty eight 1835.

A supplement to an act entitled an act to authorise the sale of the real estate of Anna Hornblower deceased, late the wife of Josiah Hornblower.

An act to authorise a trustee therein named, to make sale of certain real estate late of Benjamin Van Schoick deceased,

A supplement to the act entitled an act, for the relief of the owners of meadow in the Fishing Island Bank Company in the county of Salem, passed February twenty third 1837.

An act to authorise trustees to sell certain real estate, late of David Thorp deceased; and

An act to incorporate the Newark Fire Department, without amendment.

Council have also passed a bill from the House of Assembly entitled An act to authorise Sarah G. Van Zandt and Peter S. Van Zandt, administrators of Garret Van Zandt deceased, late of the township of Montgomery, in the county of Somerset, to fulfil a contract of the said deceased, by conveying certain real estate to Christopher Cray; with an amendment,

To which amendment the assent of the House of Assembly is requested.

The bill entitled An act to authorise Sarah G. Van Zandt and Peter S. Van Zandt, administrators of Garret Van Zandt deceased, late of the township of Montgomery in the county of Somerset, to fulfil a contract of the said deceased, by conveying certain real estate to Christopher Cray.

Was taken up, the amendment made in Council read and agreed to, and the said bill ordered to be re-engrossed.

A further message from Council by Mr. Shreve their assis-

tant secretary, informed the House that Council have passed the following bills from the House of Assembly :

An act to authorise the sale of a part of the real estate of Nathan Stiger, late of the county of Warren deceased, and to execute a contract made by said deceased in his life-time ; and

An act to authorise Stephen Warne, William M. Warne and Chapman Warner to sell certain real estate of Benjamin Warne deceased, with sundry amendments.

To which amendments the assent of the House of Assembly is requested.

Council have also passed the bills from the House of Assembly entitled An act to incorporate the Columbia Delaware rail road company ; and

An act authorising the Ministers, Elders, and Deacons of the Protestant Reformed Dutch Church of the township of Bergen, in the county of Bergen to sell real estate, without amendment.

The bill entitled An act to authorise the sale of a part of the real estate of Nathan Stiger, late of the county of Warren deceased, and to execute a contract made by said deceased in his life time,

Was taken up, the amendments made in Council read and agreed to, and said bill ordered to be re-engrossed.

The bill entitled An act to authorise Stephen Warne, William M. Warne, and Chapman Warner, to sell certain real estate of Benjamin Warne, deceased,

Was taken up, the amendment made in Council read and agreed to, and said bill ordered to be re-engrossed.

Mr. Chetwood asked and obtained leave to introduce a bill entitled A further supplement to the act entitled an act for the instruction of indigent deaf and dumb persons inhabitants of this state, passed the tenth of November, eighteen hundred and twenty-one ;

Which was read, ordered a second reading, and to be printed.

Mr. Conover called up the resolution declaring it inexpedient to adjourn on the ninth of March, should the legislature not have determined by that date the questions connected with the disposition of the surplus revenue ; and moved that the same be agreed to ;

Upon which question the yeas and nays were called for and ordered :

And on the question, shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Davis, |
| Brown, | Edgar. |
| Blane, | Gifford, |
| Conover, | Hull. |
| Caldwell, | Logan, |
| Doremus, | Larason, |
| Dellicker, | Ladow, |
| Dickerson, | Strader,—.17 |
| Duryee, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Molleson, |
| Chetwood, | Ogden, |
| Corsen, | Pettit, |
| Flatt, | Riggs, |
| Fries, | Springer, |
| Haight, (Sp.) | Tuttle. |
| Hunt, | Valentine, |
| Jobs, | Wade. |
| Linn, | Young,—19. |
| Lalor, | |

Mr. Bray offered the following:

Resolved, That the Treasurer be authorised to dispose of the loose stone now lying in the cellar under the Assembly room.

Which was read and agreed to.

The House then adjourned to Monday morning at nine o'clock.

---

Monday, March 6, 1837.

At nine o'clock the House met.

Mr. Riggs from the committee upon that subject reported

the bill from Council entitled An act to incorporate the Silesian Beet Sugar Company;

Which was read and ordered a second reading.

Mr. Riggs from the committee upon that subject reported the bill entitled An act for the relief of the State of New Jersey in relation to the estate of John G. Leake, dec'd.;

Which was read, ordered a second reading, and to be printed.

The re engrossed bill entitled An act to authorise the sale of part of the real estate of Nathan Stiger, late of the county of Warren, deceased, and to execute a contract made by the said deceased in his life time,

Was taken up, read and compared,

And on the question, shall this re-engrossed bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made in Council to the said bill, and have ordered the same to be re-engrossed.

The bill from Council entitled An act to incorporate the city of Trenton,

Was read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with an amendment, to which amendment the assent of Council is requested.

The re-engrossed bill entitled An act to authorise Sarah G. Van Zandt, and Peter S. Van Zandt, administrators of Garret Van Zandt deceased, late of the township of Montgomery in the county of Somerset, to fulfil a contract of the said deceased, by conveying certain real estate to Christopher Cray,

Was taken up, read

And on the question shall this re-engrossed bill pass,

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

The engrossed bill entitled A further supplement to the act entitled an act relative to juries and verdicts,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously,

Ordered, That the Speaker sign the same and the Clerk carry the same to Council and inform Council that the House

of Assembly have passed said bill and request their concurrence.

The re-engrossed bill entitled An act to authorise Stephen Warne, William M. Warne and Chapman Warner, to sell certain real estate of Benjamin Warne deceased,

Was taken up read,

And on the question shall this re-engrossed bill pass?

It was determined in the affirmative unanimously,

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

Mr. Chetwood asked and obtained leave to introduce a bill entitled A further supplement to the act entitled an act to erect parts of the counties of Essex and Bergen into a new county to be caled the county of Passaic; and the eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic;

Which was read, ordered a second reading and that the printing of the same be dispensed with.

On motion of Mr. Chetwood, the rules of the House were dispensed with, and said bill having been read a second time and agreed, was ordered to be re-engrossed for a third reading.

Mr. Molleson called up the bill entitled An act more effectually to protect natural oyster beds;

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Riggs called up the bill entitled An act to incorporate the city of Jersey,

And while the same was under consideration,

On motion of Mr. Chetwood, Ordered, that the further consideration of the said bill be postponed.

Mr. Chetwood from the committee upon that subject, asked and obtained leave to report the bill entitled An act making a further appropriation for the prosecution of the geological and minerological survey of this state;

Which was read and ordered a second reading.

Mr. Blane called up the bill entitled An act defining the general powers and duties of manufacturing incorporations in this state,

And while the same was under consideration,

Mr. Molleson moved to postpone the said bill to the next session of the legislature;

Upon which question the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Bleecker. | Logan, |
| Bray, | Ladow. |
| Conover. | Molleson, |
| Corsen, | Pierson, |
| Doremus, | Pettit, |
| Dellicker. | Richards, |
| Duryee, | Springer, |
| Davis, | Tuttle, |
| Edgar, | Valentine, |
| Flummerfelt, | Wade, |
| Fries, | Young,—25. |
| Hunt, | |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Haight, (Sp.) |
| Blane, | Linn, |
| Chetwood, | Larason, |
| Dickerson, | Ogden, |
| Flatt. | Riggs, |
| Gifford, | Strader,—12. |

Mr. Bleecker called up the bill from Council entitled A supplement to the act relative to common Schools, passed sixteenth February eighteen hundred and thirty one,

And while the same was under consideration,

Mr. Molleson moved to amend the same by striking out the following from the first section:

Not exceeding in amount the school fund money heretofore apportioned and distributed to the several townships of this state, which sum or sums of money so raised shall be added to the school fund money aforesaid, and applied to the purposes of education, according to the provision of the act to which this is a supplement: Provided that this act shall not in any manner effect the county of Essex:

And inserting in lieu thereof the following:

As may by them be deemed necessary or expedient for the general purposes of common school education: so that it shall read:

That the inhabitants of the several townships in this state,

are hereby authorised and empowered at their annual town meetings, to raise by tax or otherwise, any sum, or sums of money, as may by their, &c.

Which was agreed to.

Ordered, That the Clerk carry the said bill to Council and inform Council that the House of Assembly have disagreed to said bill.

Mr. Chetwood called up the bill entitled An act to divorce Ann Maria Walker from her husband Edward S. Walker;

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Valentine called up the bill from Council entitled An act to divorce Catharine Shackelton from her husband Benjamin Shackelton;

Which was read, agreed to and ordered to a third reading.

Mr. Molleson moved to reconsider the vote given yesterday upon the first section of the bill entitled An act for the better regulation of the streets in the village of Hoboken;

Which was not agreed to.

Mr. Chetwood called up the bill entitled A further supplement to the act for the punishment of crimes, passed seventeenth February, eighteen hundred and twenty-nine;

Which was read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Alexander called up the bill entitled A further supplement to an act entitled an act establishing a militia system, passed eighteenth February, eighteen hundred and fifteen,

And while the same was under consideration,

On motion of Mr. Molleson, Ordered, That the further consideration of the same be postponed to the next session of the legislature.

Mr. Molleson called up the bill entitled A further supplement to an act entitled an act securing to mechanics and others payment for their labor and materials in erecting any house or other building, within the limits therein mentioned, passed the third day of March one thousand eight hundred and thirty-five;

Which was read a second time, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Springer called up the bill from Council entitled A further supplement to an act entitled an act constituting courts for the trial of small causes, passed the twelfth day of February, eighteen hundred and eighteen;

Which was read, agreed to and ordered to a third reading.

Mr. Alexander called up the bill entitled An act to erect parts of the counties of Somerset, Middlesex, Hunterdon and Burlington, into a new county to be called the county of Mercer,

And while the same was under consideration,

Mr. Bray moved to dismiss the same from the files of the House,

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to,

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hall, |
| Brown, | Hunt. |
| Blane, | Logan, |
| Budd, | Larason. |
| Caldwell, | Ladow, |
| Corsen, | Pierson, |
| Dellicker, | Pettit. |
| Dickerson, | Riggs. |
| Davis, | Strader, |
| Edgar, | Springer, |
| Flummerfelt, | Tuttle, |
| Fenimore, | Valentine, |
| Fries, | Young,—27. |
| Gifford, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Bleecker, | Linn, |
| Chetwood, | Molleson, |
| Doremus, | Ogden. |
| Duryee, | Richards. |
| Flatt, | Wade,—13. |
| Haight, (Sp.) | |

Mr. Blane called up the bill from Council entitled A supplement to an act entitled an act concerning roads, passed February ninth, eighteen hundred and eighteen;

The first section of which bill was read and disagreed to.

Ordered, That the Clerk carry said bill to Council and inform Council that the House of Assembly have disagreed to the same.

The House then adjourned to this afternoon at three o'clock.

At three o'clock the House met.

Mr. Bleeker presented a petition from sundry citizens of the township of Pequannock, praying that a part of said township may be annexed to the county of Passaic;

Which was ordered to lie on the table.

Mr. Tuttle presented a petition from sundry citizens of Newark, praying the passage of the bill authorising the construction of the Newark Ship Canal;

Which was ordered to lie on the table.

Mr. Riggs from the committee upon that subject reported the bill entitled An act to divorce John R. Smith of the county of Bergen, now set off as the county of Passaic, from his wife Catharine Smith;

Which was read, ordered a second reading, and the printing thereof dispensed with.

Mr. Valentine offered the following:

Resolved, That when this House adjourns it will adjourn to meet this evening at half past seven o'clock for the purpose of considering and acting on bills for individual and private relief;

Which was read, and on the question of agreeing to the same the yeas and nays were called for and ordered:

And on the question shall this resolution be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Johnes, |
| Cooper, | Logan, |
| Caldwell, | Ogden, |
| Corsen, | Pierson, |
| Dellicker, | Pettit, |
| Duryee. | Richards. |
| Davis, | Springer, |
| Flummerfelt, | Tuttle, |
| Fenimore, | Talmage, |
| Fries, | Wade, |
| Gifford, | Valentine, |
| Hunt, | Young,—24. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Bray, |
| Bleecker, | Brown, |

Messrs. Blane,
Burtis,
Doremus,
Dickerson,
Edgar,
Flatt,
Hall,
Haight, Sp.)
Messrs. Jobs,
Linn.
Larason,
Ladow,
Molleson.
Riggs,
Strader,—19.

Mr. Riggs called up the bill entitled A supplement to an act entitled an act to incorporate the Bergen county rail road and transportation company; and asked and obtained leave to withdraw the papers relating thereto from the files of the House.

The engrossed bill entitled An act to dissolve the marriage contract between Maria Martin and Leonard Martin,

Was read a third time and compared,

And on the question, shall this bill pass ?

It was determined in the affirmative as follows :

YEAS.

Messrs. Bray,
Brown,
Burtis,
Budd,
Caldwell,
Doremus,
Dellicker,
Dickerson,
Davis,
Edgar,
Flummerfelt,
Fenimore,
Fries,
Gifford,
Messrs. Haight, (Sp.)
Logan.
Larason.
Molleson,
Ogden,
Pierson.
Pettit,
Richards,
Strader,
Springer,
Tuttle,
Valentine,
Young,—27.

NAYS.

Messrs. Alexander,
Bleecker,
Blane,
Conover
Duryee,
Messrs, Flatt.
Hunt,
Jobs,
Ladow.
Riggs,—10.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled An act to incorporate the Newark Ship Canal and rail road company ;

Was taken up, read a third time and compared.

Mr. Flatt moved that the further consideration of said bill be postponed ;

Which was not agreed to.

The question then recurring upon the final passage of said bill ;

On the question, shall this bill pass ?

It was determined in the affirmative as follows :

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Blane,
Burtis,
Budd,
Conover,
Doremus.
Dellicker,
Dickerson,
Edgar,
Flummerfelt,
Fenimore,
Fries,
Hall,
Jobs.
Johnes,
Lalor,
Molleson,
Ogden,
Riggs,
Strader,
Tuttle,
Valentine,
Wills.
Young.—27.

NAYS.

Messrs. Cooper,
Caldwell,
Corsen,
Duryee.
Davis,
Flatt,
Gifford,
Haight, (Sp.)
Hunt.
Linn,
Larason,
Ladow,
Pierson,
Pettit,
Richards,
Springer.
Talmage,
Wade.—18,

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled An act to relieve Parker Clarke, a soldier of the revolution,

Was taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

Mr. Molleson asked and obtained leave to introduce a bill entitled An act to authorise the county of Middlesex to borrow money;

Which was read ordered a second reading, and that the printing of the same be dispensed with.

Mr. Molleson moved to dispense with the rules of the House, in order to take up said bill on a second reading;

Which was agreed to.

The said bill was then read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Molleson moved to dispense with the rules of the House in order to take the said bill upon its final passage.

Which was agreed to.

Whereupon the said bill was read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt, |
| Bray, | Linn, |
| Burtis. | Molleson, |
| Budd, | Ogden, |
| Chetwood, | Pierson, |
| Cooper, | Pettit, |
| Doremus. | Riggs, |
| Dickerson, | Richards. |
| Duryee, | Strader. |
| Flatt. | Springer. |
| Flummerfelt, | Tuttle. |
| Fenimore, | Talmage, |
| Fries, | Valentine. |
| Gifford, | Wade, |
| Haight, (Sp.) | Young.—30, |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hall, |
| Brown, | Johnes. |
| Blane, | Larason, |
| Caldwell, | Lalor, |
| Corsen, | Ladow. |
| Dellicker. | Wills.—13. |
| Davis. | |

Ordered, That that the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

A message from Council by Mr. Shreve their assistant secretary, informed the House that Council have passed the following bills from the House of Assembly, viz :

An act authorising George Heberton to sell and convey certain real estate in the county of Warren.

An act for the relief of Severn Martin, a coloured man of the county of Burlington.

An act to incorporate the Springfield and Elizabeth rail road company in the county of Essex.

An act to incorporate the Woodbridge Manufacturing Company of the county of Middlesex.

An act to authorise the sale of certain real estate of Thomas Logan, deceased, late of the county of Morris.

An act to enable the owners and possessors of lands adjoining Devils Brook, in the township of South Brunswick, in the county of Middlesex, to drain the same, and to straighten the channel of the said Brook within the limits therein mentioned, and

An act for the relief of the heirs of Col. Robert Conover, of the county of Monmouth, deceased, without amendment.

Council have also passed the bills from the House of Assembly entitled An act to regulate the navigation of the river Raritan and Staten Island Sound ; and

An act to incorporate the Perth Amboy, Woodbridge and Rahway rail road and transportation company, with sundry amendments, to which the assent of the House of Assembly is requested.

Council have also passed the bill entitled An act for the relief of John Mapes.

To which bill the assent of the House of Assembly is requested.

The bill entitled An act to regulate the navigation of the river Raritan and Staten Island Sound,

Was taken up, the amendments made by Council to said bill agreed to, and the same ordered to be re-engrossed.

The bill entitled An act to incorporate the Perth Amboy, Woodbridge and Rahway rail road and transportation company,

Was taken up, the amendments made by Council agreed to, and the said bill ordered to be re-engrossed.

The bill from Council entitled An act for the relief of John Mapes,

Was taken up, read and refered to Messrs. Caldwell, Valentine and Corsen.

A further Message from Council by Mr. Shreve their assistent secretary, informed the House that Council have passed the following bills, viz:

An act to change the trust of the real estate of Charlotte Losey, and to authorise a sale of the same; and

An act to vest in James J. Van Winkle, of Slatterdam, in the township of Saddle River, in the county of Bergen, the right, title and interest of his deceased father, Jacob Van Winkle, in and to a house and lot, with the appurtenances, situate at Slatterdam aforesaid.

To which bills the assent of the House of Assembly is requested.

Council have agreed to the amendments made by the House of Assembly, to the bill entitled An act to regulate and protect the fisheries in the north and south branches of Shrewsbury River, in the county of Monmouth; and have caused said bill to be re-engrossed.

Council have disagreed to the bill from the House of Assembly, entitled An act to authorise trustees therein named, to sell certain real estate of Andrew Ten Eyck, deceased; and herewith return the same.

The bill from Council entitled An act to change the trust of the real estate of Charlotte Losey, and to authorise a sale of the same,

Was taken up, read and referred to Messrs. Logan, Gifford and Budd.

The bill from Council entitled An act to vest in James J. Van Winkle of Slatterdam, in the township of Saddle River, in the county of Bergen, the right, title and interest, of his deceased father, Jacob Van Winkle, in and to a house and lot with the appurtenances, situate at Slatterdam, aforesaid,

Was taken up, read, and referred to Messrs. Riggs, Talmage and Flummerfelt.

On motion of Mr. Davis, the House resolved itself into committee of the whole, Mr. Wills in the chair, on the several bills

entitled An act making provision for the deposit and distribution of so much of the surplus revenue of the United States, as now is, or may hereafter be apportioned to and received by this state; And an act to provide for the investment of the surplus revenue of the United States, deposited in this state;

And after some time spent therein, the committee rose and reported said bills to the House as amended;

Which report was agreed to.

On motion of Mr. Molleson, Ordered, That the bill entitled An act to provide for the investment of the surplus revenue of the United States, deposited in this state, be printed.

A message from Council by Mr. Shreve their Assistant Secretary, informed the House that Council have passed the bill from the House of Assembly entitled An act to incorporate the Morris and Easton Rail Road Company; with amendments;

To which amendments the assent of the House of Assembly is requested,

The bill entitled An act to incorporate the Morris and Easton rail road company;

Was taken up, the amendments made by Council agreed to, and said bill ordered to be re-engrossed.

The House then adjourned to this evening at half past seven o'clock.

---

At half past seven o'clock the House met.

Mr. Alexander moved that the House be called, which was ordered, and on calling the roll the following members answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Duryee. |
| Bray, | Davis, |
| Brown. | Flummerfelt, |
| Burtis, | Fenimore, |
| Budd, | Hall, |
| Conover, | Haight, (Sp.) |
| Cooper, | Jobs, |
| Caldwell, | Johnes, |
| Doremus, | Linn, |
| Dellicker, | Logan, |

| | |
|---|---|
| Messrs. Molleson, | Messrs. Springer, |
| Pierson, | Tuttle, |
| Pettit, | Wade. |
| Riggs, | Wills, |
| Richards, | Young,—30. |

On motion of Mr. Molleson,

Ordered, That the names of those members who voted in the affirmative on the adoption of the resolution authorising the evening meeting of this House, be placed on the minutes, immediately after inserting on the minutes the result of the call of the House :

The names of those members are as follows :

| | |
|---|---|
| Messrs. Budd, | Messrs. Johnes. |
| Cooper. | Logan, |
| Caldwell, | Ogden, |
| Corsen, | Pierson, |
| Dellicker, | Pettit, |
| Duryee, | Richards, |
| Davis. | Springer, |
| Flummerfelt, | Tuttle, |
| Fenimore, | Talmage, |
| Fries. | Valentine, |
| Gifford. | Wade. |
| Hunt, | Young,—24. |

Mr. Alexander offerred to present a petition from sundry citizens of Newark, relative to the old burial ground at that place.

The Speaker decided that under the resolution authorising the evening meeting, the offering of said petition was out of order.

Mr. Wills moved to dispense with the rules of the House, in order to have said petition presented ;

Which was not agreed to.

Mr. Burtis moved that the House do now adjourn ;

Which was not agreed to.

Mr. Wills asked leave to call up the bill from Council, entitled An act to incorporate the Friendly Institute of the city of Burlington ;

Which was not granted,

Mr. Doremus called up the bill entitled An act to authorise the sale of part of the real estate, late of James Van Buskirk, of the county of Bergen, deceased,

And while the same was under consideration,

On motion of Mr. Hunt,

Ordered. That the further consideration of said bill be postponed.

Mr. Riggs from the committee on that subject, asked and obtained leave to report the bill from Council entitled An act to vest in James J. Van Winkle, of Slatterdam, in the township of Saddle River in the county of Bergen, the right, title and interest of his deceased father, Jacob Van Winkle, in and to a house and lot, with the appurtenances, situate at Slatterdam as aforesaid; without amendment;

Which was read and ordered a second reading.

Mr. Logan from the committee upon that subject, asked and obtained leave, to report the bill from Council entitled An act to change the trust of the real estate of Charlotte Losey, and to authorise a sale of the same; without amendment;

Which was read and ordered a second reading.

Mr. Caldwell from the committee upon that subject, asked and obtained leave to report the bill from Council entitled An act for the relief of John Mapes; without amendment;

Which was read and ordered a second reading.

Mr. Wills called up the bill from Council entitled An act to authorise a trustee to sell the real estate of Aaron O. Shuff, deceased;

Which was read a second time by sections, agreed to, and ordered to a third reading.

Mr. Doremus called up the bill entitled An act appointing commissioners and authorising them to sell a part of the real estate of Rachel Wahkins, of the county of Bergen;

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Davis called up the bill entitled An act to dissolve the marriage contract between Job Pedrich and Hannah Pedrich;

Which was read, agreed to, and ordered to be engrossed for a third reading.

Mr. Fenimore called up the bill entitled An act to divorce Margaret Gall from her husband Enoch Gall;

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Molleson called up the bill from Council entitled An act to divorce Mary Hillyer of the county of Middlesex, from her husband William Hillyer;

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Hunt called up the bill from Council entitled An act for the relief of Henry Feaster of the county of Cumberland;

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Jobs called up the bill entitled An act appointing trustees

to sell and convey the real estate of Guysbert B. Vroom, deceased;

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Jobs called up the bill from Council entitled An act to divorce Deborah Payne from her husband Lucius A. Payne;

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Corsen called up the bill from Council entitled An act to dissolve the marriage contract between Artis S. Hewett and Mary Hewett;

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Molleson moved that the House do now adjourn;

Which was not agreed to.

Mr. Pierson called up the bill from Council entitled An act to authorise John Bain and Jennett Bain, formerly widow of John Burridge, late of the township of Aquacknonck, in the county of Essex, deceased, to sell and convey certain real estate;

Which was read a second time by sections, agreed to, and ordered to a third reading.

Mr. Molleson moved that the House do now adjourn:

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

The clerk proceeded to call the roll of members; and the same having been gone through with, before the result was announced,

Mr. Molleson moved a call of the House, which was ordered;

Whereupon the Clerk proceeded to call the roll of members, when the following answered to their names:

| | |
|---|---|
| Messrs. Alexander. | Messrs. Davis, |
| Bleecker, | Edgar, |
| Bray, | Fenimore, |
| Brown, | Fries, |
| Burtis, | Hall, |
| Budd. | Haight, (Sp.) |
| Conover, | Hunt, |
| Cooper. | Jobs, |
| Caldwell, | Johnes, |
| Corsen. | Linn. |
| Doremus, | Larason, |
| Dellicker, | Ladow, |
| Durvee. | Molleson. |

Messrs. Ogden,
Pierson,
Pettit,
Riggs,
Richards,
Strader.
Springer,
Tuttle,
Talmage.
Valentine,
Wade.
Wills,
Young,—39.

The result of the vote upon the motion to adjourn, was then announced as follows:

YEAS.

Messrs. Brown.
Budd,
Cooper.
Dellicker.
Edgar,
Haight, (Sp.)
Johnes,
Ladow,
Molleson,
Ogden,
Richards,
Wade,
Wills,—13.

NAYS.

Messrs. Alexander,
Bleecker,
Bray,
Burtis,
Conover,
Caldwell,
Corsen,
Doremus,
Duryee,
Davis,
Flummerfelt.
Fries,
Hunt,
Jobs,
Linn,
Larason,
Pierson,
Pettit,
Riggs,
Springer,
Tuttle,
Talmage,
Valentine,—23.

Mr. Molleson moved that the sergent-at-arms be despatched after the absent members; which was not agreed to.

On motion of Mr. Burtis,

The House adjourned to to-morrow morning at nine o'clock.

TUESDAY. March 7, 1837.

At nine o'clock the House met.

Mr. Alexander moved that the House be called, which was ordered.

And upon calling the roll of members, the following members answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Bray, | Haight, (Sp.) |
| Brown, | Jobs, |
| Budd, | Logan, |
| Caldwell, | Lalor, |
| Corsen, | Pettit. |
| Dellicker, | Riggs, |
| Dickerson, | Strader, |
| Duryee, | Springer, |
| Davis, | Tuttle, |
| Edgar, | Talmage, |
| Flatt. | Valentine, |
| Flummerfelt. | Wills,—27. |
| Fenimore, | |

Mr. Alexander presented a petition from sundry citizens of Newark, relating to the old burial ground at that place;

Which was read and ordered to lie on the table.

Mr. Corsen from the committee upon that subject, reported a bill entitled An act directing the mode of determining the seat of justice, in the county of Cape May;

Which was read, and on motion of Mr. Corsen, Ordered, that the same be postponed to the next session of the Legislature.

The engrossed bill entitled An act to divorce Ann Mariah Walker from her husband Edward Walker,

Was taken up, read a third time and compared,

And upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Burtis, |
| Bray, | Budd, |
| Brown, | Chetwood, |

Messrs. Cooper.
Caldwell,
Corsen,
Doremus,
Dellicker.
Dickerson,
Edgar,
Flummerfelt,
Fenimore,
Fries,
Gifford,
Haight. (Sp.)
Hunt,
Logan,
Larason,
Ladow,
Ogden,
Pierson,
Pettit,
Strader,
Springer.
Tuttle,
Valentine,
Wade,
Young.—31.

NAYS.

Messrs. Alexander,
Duryee,
Flatt.
Hall,—4.

Ordered, That the Speaker sign the same and the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The re-engrossed bill entitled An act to regulate the navigation of the river Raritan and Staten Island Sound,

Was taken up, read a third time and compared,

And on the question. shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Budd.
Chetwood,
Doremus,
Dellicker,
Dickerson,
Duryee,
Davis,
Edgar.
Flummerfelt,
Fenimore,
Fries,
Gifford,
Hull.
Haight, (Sp.)
Logan,
Larason,
Molleson,
Ogden,

Messrs. Pierson,
Pettit,
Richards.
Strader,
Tuttle,
Talmage,
Valentine,
Wills,
Young,—31.

NAYS.

Messrs. Corsen,
Flatt,
Hunt,
Ladow,
Springer,—5,

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

The engrossed bill entitled A further supplement to an act entitled an act, securing to mechanics and others, payment for their labor and materials, in erecting any house or other building, within the limits therein mentioned, passed the third day of March, eighteen hundred and thirty five,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Cooper,
Caldwell,
Doremus,
Dellicker,
Duryee,
Davis,
Flummerfelt,
Fries,
Gifford,
Hunt,
Jobs,
Linn,
Logan,
Lalor,
Ladow,
Molleson,
Ogden,
Pierson,
Richards,
Strader,
Tuttle,
Talmage,
Valentine,
Wade,
Young,—29.

NAYS.

Messrs. Budd,
Corsen.
Haight, (Sp.)
Johnes,
Larason,
Pettit
Springer,—7.

Ordered, That the Speaker sign the same and that the clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled A further supplement to the act for the punishment of crimes, passed seventeenth February, eighteen hundred and twenty nine,

Was taken up, read a third time and compared,

And on the question, shall this bill pass ?

It was determined in the affirmative as follows :

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Burtis,
Budd,
Chetwood,
Conover,
Cooper,
Doremus,
Dellicker,
Dickerson,
Duryee,
Davis,
Flummerfelt,
Fenimore,
Fries,
Gifford,
Hull,
Hall,
Haight, (Sp.)
Hunt.
Jobs,
Johnes,
Linn,
Logan,
Larason.
Lalor,
Ladow,
Molleson,
Pierson,
Pettit.
Richards.
Strader,
Springer.
Valentine,
Wade.
Wills,
Young,—39.

NAY.

Mr. Corsen,—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to council and inform Council, that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled A further supplement to the act entitled an act, to erect parts of the counties of Essex and Bergen into a new county to be called the county of Passaic; and the eastern part of the county of Gloucester, into a separate county to be called the county of Atlantic.

Was taken up, read a third time and compared,

And on the question shall this bill pass,

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House Assembly have passed said bill and request their concurrence.

The engrossed bill entitled An act to incorporate the Perth Amboy, Woodbridge and Rahway rail road and Transportation company,

Was taken up, read and compared,

And on the question, shall this re-engrossed bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

The engrossed bill entitled An act to dissolve the marriage contract between Job Pedrich and Hannah Pedrich,

Was taken up read a third time, and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Dellicker, |
| Bray, | Dickerson, |
| Brown, | Davis, |
| Cooper, | Edgar, |
| Caldwell, | Flummerfelt, |
| Corsen, | Fenimore, |
| Doremus. | Fries, |

Messrs. Gifford,
Hull,
Hall,
Haight, (Sp.)
Hunt.
Logan,
Ladow,
Ogden,
Richards,
Springer.
Valentine,
Wade.
Young.—27.

NAYS.

Messrs. Alexander,
Blane,
Burtis,
Budd,
Conover,
Flatt,
Jobs,
Johnes,
Linn,
Molleson,
Pierson,
Riggs,
Talmage,
Wills,—14.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled An act more effectually to protect natural oyster beds.

Was taken up, read a third time and compared,

And while the same was under consideration,

Mr. Pierson presented a remonstrance on behalf of the oyster company of Perth Amboy, against the passage of said bill:

Which was read :

Upon the question shall this bill pass ?

It was determined in the negaative as follows ;

YEAS.

Messrs. Alexander,
Burtis,
Conover
Edgar,
Flatt,
Gifford,
Haight, (Sp.)
Jobs,
Molleson,
Pettit,
Strader,
Wade,—12.

NAYS.

| | |
|---|---|
| Messrs, Bleecker, | Messrs. Hunt, |
| Bray, | Johnes, |
| Brown, | Linn, |
| Budd, | Logan. |
| Chetwood, | Larason. |
| Cooper, | Lalor, |
| Caldwell, | Ladow. |
| Corsen, | Ogden, |
| Dellicker, | Pierson. |
| Dickerson, | Riggs, |
| Davis, | Richards, |
| Duryee. | Springer, |
| Flummerfelt, | Tuttle, |
| Fenimore, | Valentine, |
| Fries, | Wills,—30. |

The engrossed bill entitled An act appointing commissioners and authorising them to sell a part of the real estate of Rachael S. Watkins, of the county of Bergen,
Was read a third time and compared,
And on the question shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flummerfelt, |
| Bray, | Fenimore, |
| Brown, | Fries, |
| Burtis. | Hall, |
| Budd, | Haight, (Sp.) |
| Chetwood, | Hunt, |
| Conover, | Jobs. |
| Cooper, | Johnes. |
| Caldwell, | Logan, |
| Corsen, | Lalor, |
| Doremus. | Ladow. |
| Dellicker. | Ogden, |
| Dickerson. | Pierson, |
| Duryee, | Pettit, |
| Davis. | Riggs, |
| Edgar, | Richards. |

Messrs. Strader.
Tuttle.
Talmage,
Valentine.
Wade,
Wills.—38.

NAYS.

Messrs. Blane,
Larason,
Mr. Springer.—3.

Ordered, That that the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled A further supplement to an act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed the ninth of February, eighteen hundred and thirty one,

Was taken up read,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Bleecker,
Bray,
Brown,
Blane,
Burtis,
Budd,
Chetwood,
Cooper,
Caldwell,
Corsen,
Dellicker,
Doremus,
Duryee.
Edgar,
Flatt,
Flummerfelt,
Fenimore,
Fries,
Messrs. Gifford,
Hull,
Hall,
Haight, Sp.)
Hunt,
Jobs,
Johnes,
Logan,
Larason,
Lalor,
Ladow,
Pierson,
Richards.
Strader,
Springer,
Talmage,
Wills.—35.

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Riggs, |
| Conover, | Tuttle, |
| Dickerson, | Valentine, |
| Linn. | Wade, |
| Molleson. | Young,—11. |
| Pettit, | |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

The engrossed bill entitled An act for the relief of Nancy Brees, of the county of Somerset,

Was taken up, read a third time and compared.

And on the question, shall this bill pass ?

It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Dellicker, |
| Chetwood, | Dickerson, |
| Doremus, | Fries,—6. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hull, |
| Blane, | Haight, (Sp.) |
| Burtis, | Larason, |
| Budd, | Lalor. |
| Conover, | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Richards, |
| Duryee, | Springer, |
| Davis, | Tuttle, |
| Edgar, | Wade, |
| Flummerfelt. | Wills. |
| Gifford, | Young,—24. |

The bill from Council entitled A further supplement to an act

entitled an act constituting courts for the trial of small causes, passed the twelfth of February, eighteen hundred and eighteen,

Was taken up, read a third time,

And on the question, shall this bill pass ?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Fries, |
| | Bray, | | Gifford, |
| | Brown. | | Hull, |
| | Blane, | | Hall, |
| | Burtis, | | Haight, (Sp.) |
| | Budd, | | Jobs, |
| | Chetwood, | | Johnes, |
| | Cooper. | | Larason, |
| | Corsen, | | Lalor, |
| | Doremus, | | Ladow, |
| | Dellicker. | | Pierson, |
| | Dickerson, | | Richards, |
| | Duryee, | | Springer, |
| | Davis, | | Talmage, |
| | Edgar. | | Wade, |
| | Fenimore, | | Wills,—32. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Conover. | | Pettit, |
| | Flatt. | | Tuttle, |
| | Flummerfelt, | | Young,—7. |
| | Linn, | | |

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly, have passed said bill without amendment.

The bill from Council entitled An act to authorise a trustee to sell the real estate of Aaron O. Shuff, deceased,

Was taken up, read a third time,

And on the question, shall this bill pass ?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Hunt, |
| Brown, | Johnes, |
| Burtis, | Linn. |
| Budd. | Larason, |
| Chetwood, | Lalor. |
| Cooper. | Ladow, |
| Corsen, | Molleson. |
| Doremus, | Pierson, |
| Duryee. | Pettit. |
| Davis, | Riggs, |
| Flummerfelt. | Richards, |
| Fenimore, | Springer, |
| Fries, | Valentine, |
| Gifford, | Wade. |
| Hall. | Wills, |
| Haight, (Sp.) | Young,—32. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hull, |
| Bray, | Jobs, |
| Blane, | Logan, |
| Dellicker, | Strader. |
| Dickerson, | Tuttle, |
| Edgar, | Talmage.—13. |
| Flatt. | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

The bill from Council entitled An act to authorise John Bain and Jennet Bain, formerly widow of John Burridge, late of the township of Aquackanonk, in the county of Essex, deceased, to sell and convey certain real estate,

Was read a third time,

And on the question, shall this bill pass ?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

A message from Council by Mr. Shreve, their assistant sec-

retary, informed the House that Council have passed the following bills from the House of Assembly, viz:

An act to incorporate the Mine Brook rail road company.

A supplement to an act to incorporate the Mechanics and Tradesmens' Institute, of the town of Newark.

A further supplement to the act entitled an act, relative to juries and verdicts.

An act to authorise the sale of the real estate of Harmonus Spear, late of the township of Bloomfield in the county of Essex, deceased.

An act to dissolve the marriage contract between Lydia J. Vanhouten and Peter J. Vanhouten; and

An act to divorce Nancy Adams from her husband George Adams; without amendment.

Council have agreed to the amendments made by the House of Assembly to the Act to incorporate the city of Trenton; and to the bill entitled A supplement to an act to enable the owners of the swamps and bog meadow lying on the east and west branches of Paulingskill, in the township of Newton and county of Sussex, to drain the same, passed March first, eighteen hundred and thirty six; and have caused said bills to be re-engrossed.

Council have also passed the act to incorporate the New Jersey agricultural company; and

An act to authorise the Board of Chosen Freeholders of the county of Passaic to borrow money.

To which bills the assent of the House of Assembly is requesed.

The bill from Council entitled An act to authorise the Board of Chosen Freeholders of the county of Passaic to borrow money,

Was taken up. read and ordered a second reading.

The bill from Council entitled An act to incorporate the New Jersey Agricultural company,

Was taken up, read and ordered a second reading.

The bill from Council entitled An act for the relief of Henry Feaster of the county of Cumberland,

Was taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously,

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

The bill from Council entitled An act to divorce Mary Hillyer of the county of Middlesex, from her husband William Hillyer,

Was taken up read a third time,
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Haight. (Sp.) |
| | Bray, | | Jobs, |
| | Brown, | | Johnes, |
| | Burtis, | | Logan, |
| | Cooper, | | Larason, |
| | Caldwell, | | Ladow, |
| | Corsen, | | Ogden, |
| | Doremus, | | Pettit, |
| | Dellicker, | | Richards, |
| | Duryee, | | Strader, |
| | Edgar, | | Springer, |
| | Flummerfelt, | | Tuttle, |
| | Fenimore, | | Valentine, |
| | Fries, | | Wade, |
| | Gifford, | | Young,—31. |
| | Hull, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Linn, |
| | Chetwood, | | Lalor, |
| | Conover, | | Molleson, |
| | Davis, | | Pierson, |
| | Flatt, | | Talmage, |
| | Hall, | | Wills,—13. |
| | Hunt, | | |

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

The engrossed bill entitled An act appointing trustees to sell and convey the real estate of Guysbert B. Vroom, deceased,

Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Bleecker, | Jobs, |
| Brown. | Logan, |
| Burtis, | Lalor, |
| Chetwood, | Molleson, |
| Conover, | Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Richards, |
| Doremus, | Strader, |
| Dellicker, | Talmage, |
| Duryee. | Valentine, |
| Edgar, | Wade. |
| Flummerfelt, | Young,—27. |
| Fenimore, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Johnes. |
| Blane, | Linn, |
| Corsen, | Larason, |
| Davis, | Ladow, |
| Flatt. | Pettit, |
| Fries. | Riggs, |
| Gifford. | Springer, |
| Haight, (Sp.) | Tuttle, |
| Hunt, | Wills,—18. |

Ordered, That the Speaker sign the same and the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The bill from Council entitled An act to dissolve the marriage contract between Catharine Shackelton and Benjamin Shackelton,

Was taken up, read a third time,

And on the question, shall this bill pass ?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Brown, |
| Bray, | Burtis. |

Messrs. Cooper,
Caldwell,
Corsen,
Doremus
Dellicker,
Dickerson,
Edgar,
Flummerfelt.
Fenimore,
Fries,
Gifford
Hall,
Haight, (Sp.)
Hunt,
Jobs,
Logan,
Larason,
Ladow,
Ogden,
Pierson,
Pettit,
Richards,
Strader,
Springer,
Tuttle,
Talmage,
Valentine,
Wade.
Young,—33.

NAYS.

Messrs. Alexander,
Blane,
Conover,
Davis,
Flatt.
Molleson,
Riggs,—7.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

Mr. Fries moved that the House do now adjourn;

Which was not agreed to.

The bill from Council entitled An act to dissolve the marriage contract between Artis S. Hewett and Mary Hewett,

Was taken up, read a third time,

And upon the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

Messrs. Caldwell,
Corsen,
Doremus,
Fries,
Haight, (Sp.)
Ladow,
Ogden,
Richards,
Strader,
Springer,
Valentine.
Young,—12.

NAYS.

Messrs. Alexander,
Bray,
Blane,
Burtis,
Cooper,
Duryee,
Davis,
Edgar,
Flatt,
Hunt,
Jobs,
Larason,
Lalor,
Pierson,
Pettit.
Riggs,
Tuttle,
Wills,—18.

Ordered, That the Clerk carry said bill to Council and inform Council that the House of Assembly have disagreed to the same.

The engrossed bill entitled An act to divorce Margaret Gall from her husband Enoch Gall,

Was taken up, read a third time and compared,

And on the question, shall this bill pass ?

It was determined in the negative as follows:

YEAS.

Messrs. Bray,
Burtis,
Budd.
Cooper,
Caldwell.
Doremus,
Dellicker,
Davis,
Edgar,
Flummerfelt,
Fenimore,
Fries,
Hall.
Logan,
Larason,
Lalor,
Ogden,
Pierson,
Richards.
Strader,
Springer,
Valentine,
Wills,
Young.—24.

NAYS.

Messrs. Alexander,
Blane,
Chetwood,
Corsen,
Duryee,
Flatt,

| | | | |
|---|---|---|---|
| Messrs. | Haight, (Sp.) | Messrs. | Riggs, |
| | Hunt, | | Tuttle, |
| | Jobs, | | Talmage, |
| | Linn, | | Wade,—15. |
| | Pettit, | | |

On motion of Mr. Fenimore,
Ordered, that the said bill be laid on the table.

The House then adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Flummerfelt from the committee upon that subject, reported a bill entitled An act to defray incidental charges;

Which was read, ordered a second reading, and to be printed.

Mr. Tuttle called up the bill entitled An act to incorporate the Commercial Bank of Newark; and moved that the same be postponed to the next session of the Legislature;

Which was agreed to.

Mr. Conover called up the bill entitled An act to incorporporate the Agricultural Bank at Freehold; and moved that the same be postponed to the next session of the Legislature;

Which was agreed to.

The re-engrossed bill entitled An act to incorporate the Morris and Easton rail road company,

Was taken up, read and compared,

And on the question, shall this re-engrossed bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to the said bill, and have ordered the same to be re-engrossed

Mr. Alexander offered the following:

Resolved, That during the trial of the impeachment now pending before the Legislative Council, against Daniel C. Cozens, a Justice of the Peace of the county of Gloucester, this House will attend the said trial by their managers, and the said managers are authorised to file such replication and join issue, and do all other needful acts in the premises, in the name, and

by the order of this House, as to them shall seem meet and proper.

The engrossed bill entitled An act to authorise Jeremiah King to make sale of certain real estate, late of Jeremiah King, deceased, in the county of Hunterdon and elsewhere,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

Messrs. Bleecker, Duryee, Flummerfelt, Linn, Young,—5.

NAYS.

Messrs. Bray, Brown, Blane, Conover, Cooper, Corsen, Dellicker, Davis, Edgar, Fries, Haight, (Sp.) Hunt, Jobs, Johnes, Logan, Larason, Lalor, Ladow, Pettit, Riggs, Richards, Strader, Springer, Tuttle, Talmage, Wills.—26.

On motion of Mr. Flummerfelt,

Ordered, That said bill be dismissed from the files of the House.

Mr. Strader moved to reconsider the vote upon the final passage of the bill entitled An act to divorce Margaret Gall from her husband Enoch Gall;

Which was agreed to.

Mr. Davis called up the bill entitled An act making provision for the deposite and distribution of so much of the surplus revenue of the United States, as now is, or may hereafter be apportioned to, and received by this state,

And while same the was under consideration,

Mr. Alexander moved to amend the first section thereof by annexing thereto the following :

Or whenever in the opinion of the Legislature the interest of the state may require its return;

Upon which question the yeas and nays were called for and ordered :

And on the question, shall this motion be agreed to ?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt. |
| Bray, | Jobs. |
| Brown, | Johnes, |
| Chetwood, | Molleson, |
| Conover, | Ogden. |
| Cooper, | Pierson, |
| Doremus. | Riggs, |
| Dickerson, | Richards, |
| Duryee, | Saunier, |
| Edgar. | Tuttle, |
| Flatt, | Talmage, |
| Hall. | Valentine, |
| Haight. (Sp.) | Wade,—26. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hull, |
| Blane, | Linn, |
| Burtis, | Logan, |
| Budd, | Larason. |
| Caldwell, | Lalor. |
| Corsen, | Ladow, |
| Dellicker, | Pettit. |
| Davis, | Strader, |
| Flummerfelt, | Springer. |
| Fenimore. | Wills, |
| Fries. | Young,—22. |

Mr. Alexander moved further to amend the said section, by annexing thereto the following ;

Provided that no part of said money shall be directly or indi-

rectly loaned to any member of the Board of Chosen Freeholders of any county, or to any officer who shall be engaged in managing or disbursing the same; or to any member of the present Legislature.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to,

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Johnes, |
| | Brown. | | Linn, |
| | Burtis, | | Molleson, |
| | Chetwood, | | Pierson, |
| | Edgar. | | Riggs, |
| | Flatt. | | Saunier, |
| | Flummerfelt, | | Tuttle, |
| | Hall, | | Valentine, |
| | Haight, (Sp.) | | Wade,—19. |
| | Hunt, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Gifford, |
| | Bray, | | Hull, |
| | Blane, | | Jobs, |
| | Budd, | | Logan, |
| | Conover. | | Larason, |
| | Cooper. | | Lalor, |
| | Caldwell, | | Ladow, |
| | Corsen, | | Ogden, |
| | Doremus, | | Richards, |
| | Dellicker. | | Strader, |
| | Dickerson, | | Springer, |
| | Duryee, | | Talmage, |
| | Davis, | | Wills, |
| | Fenimore, | | Young,—29. |
| | Fries, | | |

Mr. Molleson moved to further amend the said section by annexing thereto the following:

And provided further, that no part of said money shall be loaned by the respective authorities possessing power so to do, to any Bank or incorporated body, other than county and township incorporations.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Jobs, |
| Chetwood, | Johnes, |
| Edgar, | Molleson. |
| Flatt. | Saunier, |
| Haight, (Sp.) | Valentine. |
| Hunt, | Wade.—12. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Gifford, |
| Bray, | Hull, |
| Blane, | Hall. |
| Brown, | Linn. |
| Burtis, | Logan. |
| Budd. | Larason, |
| Conover, | Lalor. |
| Cooper. | Ladow, |
| Caldwell, | Ogden, |
| Corsen, | Pierson, |
| Doremus, | Riggs, |
| Dellicker, | Richards, |
| Dickerson, | Springer, |
| Durvee. | Strader. |
| Davis, | Tuttle, |
| Flummerfelt. | Talmage, |
| Fenimore, | Wills, |
| Fries, | Young,—36. |

Mr. Molleson moved further to amend the said section by annexing thereto the following:

Provided further, That no part of said money shall be loaned to any company or to any individual out of this state;

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Logan, |
| Chetwood, | Lalor, |
| Cooper, | Molleson, |
| Caldwell, | Pierson, |
| Duryee, | Riggs, |
| Edgar, | Saunier, |
| Flatt, | Springer, |
| Fenimore, | Tuttle. |
| Fries, | Talmage, |
| Haight, (Sp.) | Valentine. |
| Hunt, | Wade, |
| Johnes. | Wills.—24. |

NAYS.

| | |
|---|---|
| Messrs. Bleeker, | Messrs. Flummerfelt, |
| Bray, | Gifford, |
| Brown, | Hull, |
| Blane, | Hall, |
| Burtis. | Jobs, |
| Budd, | Linn, |
| Conover, | Larason, |
| Corsen, | Ladow. |
| Doremus. | Ogden, |
| Dellicker. | Richards. |
| Dickerson, | Strader. |
| Davis. | Young,—24. |

Mr. Hall moved further to amend the said section by annexing thereto the following:

Provided, That it shall not be lawful for any person who shall in any manner be connected with or concerned in the distribution or loaning of the monies to be disposed of in the

manner provided for by this act, to have, use, or receive for their own use, either directly or indirectly, any of the said monies, any provision in this act to the contrary notwithstanding.

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the negative as follows;

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Brown, | Molleson, |
| Burtis, | Pierson. |
| Chetwood, | Riggs, |
| Conover, | Saunier, |
| Edgar, | Springer, |
| Flatt, | Tuttle, |
| Fries, | Valentine, |
| Hall, | Wade, |
| Haight, (Sp.) | Wills,—21. |
| Hunt, | |

NAYS.

| | |
|---|---|
| Messrs, Bleecker, | Messrs. Gifford, |
| Bray, | Hull. |
| Blane, | Jobs, |
| Budd, | Linn, |
| Cooper, | Logan. |
| Caldwell, | Larason. |
| Corsen, | Lalor. |
| Doremus, | Ladow. |
| Dellicker, | Ogden, |
| Dickerson, | Richards, |
| Davis, | Strader, |
| Duryee. | Talmage, |
| Flummerfelt, | Young.—27. |
| Fenimore, | |

Mr. Molleson moved further to amend the said section by annexing thereto the following:

Provided further, that no Freeholder, in any of the respective counties of this state, or other officer having any of this money in charge, shall loan any part thereof, unless upon bond and mortgage, upon land free and clear of all incumbrances, and worth one third more than the sum loaned, exclusive of buildings.

Upon which motion the yeas and nays were called for and ordered :

And on the question shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

Messrs. Alexander,
Chetwood,
Flatt,
Messrs. Molleson.
Saunier,
Wade,—6.

NAYS.

Messrs. Bleecker,
Bray,
Brown,
Blanc,
Burtis,
Budd,
Conover,
Cooper,
Caldwell,
Corsen,
Dellicker,
Doremus,
Duryee.
Dickerson,
Davis,
Flummerfelt,
Fenimore,
Gifford,
Hull,
Hall,
Messrs. Haight, (Sp.)
Hunt,
Jobs,
Johnes,
Linn.
Logan,
Larason,
Lalor,
Ladow,
Ogden,
Pierson,
Riggs,
Richards.
Strader,
Springer,
Tuttle,
Valentine,
Wills.
Young,—39.

Mr. Alexander moved further to amend the said section, by annexing thereto the following :

Provided further, That the interest arising from the monies so apportioned be applied for the support of common schools, unless otherwise ordered by the Legislature of this state at their next session.

Upon which motion the yeas and nays were called for and ordered;

And on the question shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Chetwood, | Linn, |
| Dickerson, | Ladow, |
| Duryee, | Molleson, |
| Edgar, | Pierson, |
| Flatt, | Riggs. |
| Flummerfelt, | Saunier, |
| Gifford, | Tuttle, |
| Hull, | Talmage, |
| Haight, (Sp.) | Valentine, |
| Hunt. | Wade. |
| Jobs, | Wills,—24. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Davis, |
| Bray, | Fenimore, |
| Brown, | Fries, |
| Blane. | Hall, |
| Burtis, | Logan, |
| Budd, | Larason. |
| Conover, | Lalor, |
| Cooper, | Ogden, |
| Caldwell, | Richards. |
| Corsen, | Strader, |
| Doremus, | Springer, |
| Dellicker, | Young,—24. |

Mr. Molleson moved further to amend the said section by annexing thereto the following:

Provided further, That three fourths of the interest arising

from the money so apportioned be applied for the support of common schools, and one fourth to agricultural purposes, by the respective boards of freeholders, unless otherwise ordered by the legislature of this state at their next session.

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Molleson |
| Chetwood, | Valentine, |
| Flatt. | Wade,—6. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hull, |
| Bray, | Hall, |
| Brown, | Haight, (Sp.) |
| Blane, | Jobs. |
| Burtis, | Linn, |
| Budd, | Logan, |
| Conover, | Larason, |
| Cooper, | Lalor. |
| Caldwell, | Ladow, |
| Corsen, | Ogden, |
| Doremus, | Pierson, |
| Dickerson, | Riggs. |
| Dellicker, | Richards, |
| Duryee, | Saunier, |
| Davis, | Strader. |
| Edgar, | Springer, |
| Flummerfelt. | Tuttle, |
| Fenimore, | Talmage. |
| Fries, | Wills. |
| Gifford, | Young,—40. |

Mr. Chetwood moved to further amend the said section by annexing thereto the following:

And provided, That every citizen of this state who shall within sixty days after the passage of this act, file in the clerks

office of the county in which he resides, a certificate under his hand, giving up all claim to any part of the money received or to be received by the board of chosen freeholders of such county under this act, that then every such person shall forever be debarred from receiving any benefit from said money, and shall be and remain free from all liability in his person, or property, by taxation, or otherwise, to repay the same or any part thereof.

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Molleson, |
| | Chetwood, | | Pierson, |
| | Haight, (Sp.) | | Tuttle, |
| | Hunt. | | Wade.—8. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Gifford, |
| | Bray, | | Hull, |
| | Brown, | | Hall, |
| | Blane, | | Jobs, |
| | Burtis, | | Linn, |
| | Budd, | | Logan, |
| | Conover, | | Larason, |
| | Cooper, | | Lalor. |
| | Caldwell, | | Ladow, |
| | Corsen, | | Ogden, |
| | Doremus. | | Pettit, |
| | Dellicker, | | Riggs, |
| | Dickerson, | | Richards, |
| | Duryee, | | Strader. |
| | Davis, | | Springer. |
| | Edgar, | | Talmage, |
| | Flummerfelt, | | Valentine, |
| | Fenimore, | | Wills, |
| | Fries, | | Young,—38. |

Mr. Molleson moved further to amend said section, by annexing thereto the following:

Provided further, That no part of the said money shall be loaned in sums exceeding the sum of five hundred dollars to any one individual.

Upon which motion the yeas and nays were called for and ordered;

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Pierson, |
| Chetwood, | Riggs, |
| Molleson, | Saunier,—6. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hall. |
| Bray, | Haight. (Sp.) |
| Brown, | Hunt. |
| Blane, | Jobs. |
| Burtis, | Johnes, |
| Budd, | Linn, |
| Conover, | Logan, |
| Cooper, | Larason. |
| Caldwell, | Lalor. |
| Corsen, | Ladow, |
| Doremus. | Ogden. |
| Dellicker, | Pettit. |
| Dickerson, | Richards, |
| Duryee, | Strader, |
| Davis, | Springer. |
| Edgar. | Tuttle, |
| Flatt, | Talmage, |
| Flummerfelt, | Valentine, |
| Fenimore. | Wade, |
| Fries. | Wills, |
| Gifford, | Young,—43 |
| Hull, | |

On motion of Mr. Davis, Ordered, That the further consideration of the said section be postponed.

Mr. Chetwood moved to amend the second section of said bill by inserting after the words ' and reloan,' the words *within this state* ; so that it shall read;

That the Boards of Chosen Freeholders of the several counties in this state, or any person or persons duly authorised by by them, be, and they are hereby authorised to loan and reloan, *within this state,* all sums of money, &c.

Which was agreed to.

Mr. Conover moved to amend the said section by inserting after the words ' within this state,' just inserted, the words, *giving a preference to the citizens of their respective counties,*

Which was agreed to.

Mr. Hunt moved to amend the said section ; so that it shall read ;

That the Boards of Chosen Freeholders of the several counties in this state, shall appoint three of their own number, who are hereby authorised to loan and reloan within this state, all such sums of money that may be received by virtue of this act, upon bond and mortgage, or other good and sufficient security, as to them shall seem safe and proper, and to sue for, and recover the same with the interest due thereon, in the corporate name of the Board of which they are members, and to pay over the interest to the county collector, to be by him held subject to the order of the Board, whose duty it shall be to distribute the same to the several townships, at the same time, and in the same manner as the quota of the county received from the interest of the school fund of this state ; and it shall not be lawful, in any case for the Boards of Chosen Freeholders of the several counties of this state, to make any distribution to any township committee, or other officer in any township of this state; but it shall be the duty of the persons appointed by any Board of Chosen Freeholders, to put out the surplus revenue, to give preference to applications from the inhabitants of any township to the amount of the quota of such township, according to the ratio adopted in this act.

Which was not agreed to.

Mr. Pierson moved to amend the said section by striking out from the end thereof the following words: And appropriate the interest for the use and benefit of the citizens of their respective counties ;

Which was agreed to.

Mr. Valentine moved to amend the said section, by annexing thereto the following ;

And apportion and pay the interest to the several townships

in the ratio contained in the first section of this act, for the benefit of said township, or the inhabitants thereof;

Which was agreed to.

The second section of said bill was then agreed to as amended.

Mr. Wills moved to amend the third section of said bill by inserting after the word "fine," the words, not exceeding one thousand dollars; and after the word "imprisonment," the words, not exceeding five years; so as to read:

Shall embezzle or pervert the same or any part thereof to any purpose not plainly indicated by this act, such county collector, chosen freeholder, or other officer, shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be punished by fine not exceeding one thousand dollars, or imprisonment not exceeding five years, or both, &c.

Which was agreed to.

Mr. Pierson moved to amend the said section by annexing thereto the following:

Provided, that the several boards of chosen freeholders shall annually make to the legislature of this state, a detailed statement of the manner in which such loans have been made, the nature of the securities received, and the rates of interest.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt, |
| Burtis, | Johnes, |
| Chetwood, | Linn, |
| Conover, | Ladow, |
| Caldwell, | Molleson, |
| Corsen, | Ogden, |
| Edgar, | Pierson, |
| Flatt, | Riggs, |
| Fries, | Springer. |
| Gifford, | Tuttle, |
| Haight. (Sp.) | Wade,—22. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Brown, |
| Bray, | Blane, |

Messrs. Budd,
Cooper,
Doremus,
Dellicker,
Dickerson,
Duryee,
Davis,
Flummerfelt,
Fenimore,
Hull,
Hall,
Jobs,
Logan,
Larason,
Lalor,
Pettit,
Richards,
Saunier,
Strader,
Talmage,
Valentine,
Wills,
Young.—27.

Mr. Valentine moved further to amend the said section by annexing thereto the following:

Provided, that the several boards of chosen freeholders shall publish annually in one or more newspapers circulating in their respective counties, a detailed statement of the manner in which such loans have been made, the nature of the securities received, and the rates of interest.

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Brown,
Blane,
Burtis,
Budd,
Chetwood,
Conover,
Cooper,
Caldwell,
Corsen,
Doremus,
Dellicker,
Duryee,
Davis,
Edgar,
Fenimore,
Fries,
Gifford,
Hall,
Haight, (Sp.)
Hunt,
Jobs,
Johnes,
Larason,
Lalor,
Ladow,
Molleson,
Ogden,
Pierson,
Pettit,
Riggs,
Richards,
Saunier,
Springer,

| | |
|---|---|
| Messrs. Tuttle, | Messrs. Wade. |
| Talmage, | Wills, |
| Valentine, | Young,—40. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hull, |
| Bray, | Linn, |
| Dickerson, | Logan, |
| Flummerfelt, | Strader,—9. |
| Flatt. | |

The third section of said bill was then agreed to.

Mr. Davis moved to amend the said bill by annexing thereto the following:

Section 4. And be it enacted, that if the board of chosen freeholders of any county or counties of this state, shall neglect or refuse for the space of sixty days after notice is given to the county collector as provided for in the first section of this act, or the board of chosen freeholders of such county or counties, neglect or refuse to pledge the faith of such county or counties for the safe keeping and repayment thereof, or to give such certificate or certificates of deposit therefor as is required in the first section, it shall be the duty of the Governor, Speaker of the House of Assembly, and Treasurer of this State, or their successors in office, or the survivor or survivors of them, to cause the share or shares apportioned to such county or counties, as neglect or refuse to accept the same upon the terms and conditions mentioned in this act, the same shall be loaned out within this state on bond and mortgage, or other good and sufficient security, the interest received thereon to be for the benefit of such county or counties, and the principal at the risk of such counties.

Mr. Hunt moved to amend the amendment by striking out the words "such counties," at the end thereof, and inserting the words, *the state;* so as to read:

The interest received thereon to be for the benefit of such county or counties, and the principal at the risk of *the state.*

Which was not agreed to. Whereupon the said section was agreed to.

Mr. Chetwood moved that the House do now adjourn;

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Johnes, |
| Cooper. | Molleson. |
| Doremus. | Pierson, |
| Dickerson, | Riggs, |
| Edgar, | Saunier, |
| Flatt, | Wade,—13, |
| Haight, (Sp.) | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall. |
| Bleecker, | Hunt, |
| Bray, | Jobs, |
| Brown, | Linn, |
| Blane, | Logan, |
| Burtis, | Larason, |
| Budd, | Lalor, |
| Conover, | Ladow, |
| Caldwell, | Ogden, |
| Corsen, | Pettit, |
| Dellicker, | Richards, |
| Duryee, | Strader, |
| Davis, | Springer, |
| Flummerfelt, | Tuttle, |
| Fenimore. | Talmage, |
| Fries, | Valentine. |
| Hull, | Young,—34. |

Mr. Fries moved that the House do dow adjourn :

Upon which motion the yeas and nays were called for and ordered :

And on the question shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Dickerson, |
| Chetwood. | Edgar, |
| Cooper, | Flatt, |
| Doremus | Hunt, |

Messrs. Johnes.
Ladow,
Molleson,
Pierson,
Messrs. Riggs,
Saunier.
Tuttle,
Wade.—16.

NAYS.

Messrs. Bleecker,
Bray,
Brown,
Blane,
Burtis.
Budd,
Conover,
Caldwell,
Corsen,
Dellicker,
Duryee,
Davis,
Flummerfelt.
Fenimore,
Messrs. Gifford,
Hall,
Jobs,
Linn,
Larason,
Ogden,
Pettit,
Richards,
Strader,
Springer,
Talmage,
Valentine,
Wills.
Young,—28.

Mr. Tuttle moved a call of the House, which was ordered: And upon calling the roll of members, the following answered to their names:

Messrs. Alexander,
Bleecker,
Blane,
Burtis,
Budd.
Chetwood,
Conover,
Cooper,
Caldwell.
Corsen.
Doremus,
Dellicker,
Dickerson,
Duryee,
Edgar,
Flatt,
Flummerfelt,
Messrs. Fenimore,
Fries,
Gifford
Hull,
Hall.
Hunt,
Jobs,
Johnes,
Linn,
Logan,
Larason,
Lalor,
Ladow,
Molleson.
Ogden,
Pierson,
Pettit,

Messrs. Riggs,
Richards.
Saunier.
Strader,
Springer,
Tuttle,
Talmage,
Valentine,
Wade,
Wills,
Young.—45.

Mr. Fries moved that the Sergent-at-arms, be despatched after the absent members ;

Which was not agreed to.

Mr. Alexander moved that the House now take a recess of one hour ; and before the question was taken ;

Mr. Chetwood moved that the House do now adjourn ;

Which was not agreed to.

Mr. Talmage moved that the bill entitled An act making provision for the deposite and distribution of so much of the surplus revenue of the United States, as now is, or may hereafter be apportioned to, and received by this state, be printed as amended.

Mr. Bray moved to amend the motion, by annexing thereto an order to have the same on the desks of the members, at nine o'clock to-morrow morning : and before the question was taken,

Mr. Chetwood moved that the House do now adjourn ;

Upon which motion the yeas and nays were called for and ordered :

And on the question, shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

Messrs. Alexander,
Chetwood,
Duryee,
Edgar,
Flummerfelt,
Hunt,
Johnes,
Ladow
Pierson,
Pettit.
Riggs,
Saunier,
Tuttle,
Talmage,
Wade,—15.

NAYS.

Messrs. Bleecker,
Bray,
Brown.
Blane,
Budd,
Conover.

| | |
|---|---|
| Messrs. Cooper. | Messrs. Linn, |
| Dellicker. | Larason, |
| Dickerson, | Lalor, |
| Davis, | Ogden, |
| Fenimore, | Richards, |
| Fries, | Strader, |
| Gifford, | Springer, |
| Hull, | Valentine, |
| Hall, | Wills, |
| Jobs, | Young.—26. |

Mr. Bleecker offered the following :

Resolved, That when this House adjourns, it will adjourn to meet again this evening at half past seven o'clock.

And before the question on the same was taken,

Mr. Chetwood moved that the House do now adjourn ; and before the question was taken,

Mr. Chetwood withdrew his motion, for Mr. Valentine who renewed the motion to have the bill entitled An act making provision for the deposite and distribution of so much of the surplus revenue of the United States, as now is, or may hereafter be apportioned to, and received by this state, printed as amended ; and laid before the House at nine o'clock to-morrow morning.

Upon which motion the yeas and nays were called for and ordered :

And on the question shall this motion be agreed to ?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Flummerfelt. |
| Bray, | Gifford, |
| Blane, | Hall. |
| Burtis, | Hunt, |
| Chetwood, | Jobs, |
| Cooper. | Johnes, |
| Corsen. | Larason, |
| Doremus, | Molleson. |
| Dickerson, | Pierson, |
| Durvee. | Riggs, |
| Edgar, | Saunier, |
| Flatt. | Springer, |

Messrs. Tuttle,
Talmage,
Valentine.

Messrs. Wade.
Wills,
Young,—30.

NAYS.

Messrs. Bleecker,
Budd.
Conover,
Caldwell,
Dellicker,
Fenimore,
Linn.

Messrs. Lalor.
Ladow,
Ogden,
Pettit,
Richards,
Strader.—13.

On motion of Mr. Bleeker,

The House then adjourned to to-morrow morning at nine o'clock.

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WEDNESDAY, March 8th, 1837.

At nine o'clock the House met.

Mr. Bray moved a call of the House, which was ordered: and on calling the roll of members, the following answered to their names:

Messrs. Alexander,
Bray,
Brown,
Cooper,
Caldwell,
Corsen,
Doremus,
Dellicker,
Dickerson,
Duryee,
Davis,

Messrs. Edgar,
Flatt.
Flummerfelt.
Fenimore,
Frias,
Hull,
Hall,
Haight, (Sp.)
Hunt.
Johs.
Johnes,

| | |
|---|---|
| Messrs. Linn, | Messrs. Richards, |
| Logan. | Saunier, |
| Larason, | Strader. |
| Lalor. | Springer, |
| Ladow, | Tuttle, |
| Molleson | Talmage. |
| Ogden, | Valentine, |
| Pierson, | Wade, |
| Pettit, | Wills. |
| Riggs. | Young,—42. |

Mr. Doremus presented a remonstrance from sundry citizens of Bergen, against the passage of the bill entitled An act to incorporate a company to construct a harbor on the Jersey shore of the Hudson river;

Which was read and ordered to lie on the table.

Mr. Flatt offered the following:

Resolved, That Thomas Combs be authorised to have the care and charge of the Assembly room during the recess to the next session of the legislature, and that he be allowed for the trouble and care therefor, fifty dollars.

Mr. Wills offered the following:

Resolved, That the House of Assembly will not rise on Thursday the ninth of March instant.

Mr. Chetwood moved to amend the same by annexing thereto the following:

But will rise on the inst.

The blank in the said amendment was ordered to be filled with the word "sixteenth;"

When the said amendment was agreed to.

Mr. Chetwood moved further to amend the said resolution by annexing thereto the following:

And that the time of rising shall not be altered without the consent of three fourths of the House;

Upon which motion the yeas and nays were called for and ordered;

And on the question shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Flatt. |
| Conover, | Haight, (Sp.) |
| Edgar, | Hunt. |

| | |
|---|---|
| Messrs. Jobs, | Messrs. Saunier, |
| Pierson, | Springer. |
| Riggs, | Valentine.--12. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hull, |
| Bleecker, | Hall, |
| Bray, | Hunt, |
| Brown, | Johnes, |
| Burtis, | Linn, |
| Budd, | Larason, |
| Cooper, | Lalor. |
| Caldwell, | Ladow, |
| Corsen, | Molleson, |
| Doremus. | Ogden, |
| Dellicker, | Pettit, |
| Dickerson, | Richards, |
| Duryee, | Strader. |
| Davis, | Tuttle, |
| Flummerfelt. | Talmage, |
| Fenimore, | Wade. |
| Fries, | Wills, |
| Gifford, | Young.—36. |

The question then recurring upon the resolution as amended,
The yeas and nays were called for and ordered ;
And on the question, shall this motion be agreed to ?
It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Dellicker. |
| Bray, | Dickerson, |
| Brown, | Duryee, |
| Burtis. | Davis. |
| Budd, | Edgar, |
| Conover, | Flummerfelt, |
| Cooper, | Fenimore, |
| Caldwell, | Fries, |
| Corsen, | Gifford, |
| Doremus. | Hull, |

| | |
|---|---|
| Messrs. Hall, | Messrs. Molleson, |
| Hunt, | Pierson, |
| Jobs. | Richards. |
| Linn. | Strader. |
| Logan, | Talmage, |
| Larason, | Valentine. |
| Lalor, | Wills. |
| Ladow. | Young,—36. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Pettit, |
| Chetwood, | Riggs, |
| Flatt, | Saunier, |
| Haight, (Sp.) | Springer, |
| Johnes, | Tuttle, |
| Ogden, | Wade,—12. |

Mr. Alexander offered the following:

Resolved, That the Treasurer of this state be, and hereby is authorised to pay out of any monies in the Treasury not otherwise appropriated, the compensation of the members and Clerk of Council, while sitting as a Court of impeachment; the managers appointed by this House; the fees of the witnesses on the part of the state, and the other expenses incident to the trial of the impeachment before Council, of Daniel C. Cozens, esquire, a justice of the peace of the county of Gloucester; that the witnesses aforesaid, be allowed at the rate of one dollar a day, for their attendence, and that they be paid on the certificate of one or more of the managers: and that all the other incidental expenses be taxed by the Governor, or by the Vice President of Council, and be paid on the warrant of the Governor;

Which was agreed to.

A message from Council by Mr. Shreve their assistant secretary, informed the House that Council have passed the following bills from the House of Assembly, viz:

An act to incorporate the Bergen Port company.

An act to incorporate the Bergen Silk Manufacturing company; and

An act to authorise the county of Middlesex to borrow money; without amendment.

Council have passed the bill from the House of Assembly en-

titled An act to incorporate the Taunton manufacturing company, in the county of Burlington; with amendments,

To which amendments the assent of the House of Assembly is requested.

Council have disagréed to the bill from the House of Assembly, entitled A further supplement to the act entitled an act, to enable the owners of swamps or meadow ground, to drain the same, and to repeal a law heretofore made for that purpose, passed the twenty fourth of November, seventeen hundred and ninety two; and herewith return the same.

Council have agreed to the amendment made by the House of Assembly, to the bill entitled A further supplement to an act entitled an act to incorporate the Elizabethtown and Somerville rail road company, passed the ninth day of February, eighteen hundred and thirty one; and have caused said bill to be re-engrossed.

The bill entitled An act to incorporate the Taunton manufacturing company of the county of Burlington;

Was taken up, the amendments made in Council agreed to, and the said bill ordered to be re-engrossed.

A further message from Council by Mr. Shreve their assistant secretary, informed the House that Council have passed the bill entitled A further supplement to an act entitled an act for the preservation of deer and other game, and to prevent tresspassing with guns, passed Dec. 21st, 1771; and request the assent of the House of Assembly to the same.

Council have amended the concurrent resolution from the House of Assembly relating to the repairs of the government lot, and have passed the same as amended, and request the assent of the House of Assembly to the same.

The bill from Council entitled A further supplement to an act entitled an act for the preservation of deer and other game, and to prevent tresspassing with guns, passed December twenty-one, seventeen hundred and seventy-one;

Was read and ordered a second reading.

The amendment made by Council to the concurrent resolution from the House of Assembly relating to the repairs of the government lot, was read.

Whereupon the House disagreed to so much of the amendment as has reference to the putting up of the fence on the West side of the State House lot by the Trenton Delaware Falls company; and agreed to the remainder of the amendments, and ordered the Clerk to inform the Council of the same.

The bill from Council entitled An act to divorce Deborah Payne from her husband Lucius A. Payne;

Was taken up, read a third time,

And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Hall, |
| | Bray, | | Hull, |
| | Brown, | | Haight, (Sp.) |
| | Burtis, | | Jobs, |
| | Cooper, | | Logan, |
| | Caldwell, | | Ludow, |
| | Doremus, | | Ogden, |
| | Dellicker, | | Pettit, |
| | Dickerson, | | Richards, |
| | Davis, | | Saunier, |
| | Edgar, | | Strader, |
| | Flummerfelt, | | Springer, |
| | Fenimore, | | Valentine, |
| | Fries, | | Young.—23. |
| | Gifford, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Larason, |
| | Corsen, | | Lalor, |
| | Duryee, | | Molleson, |
| | Flatt, | | Pierson, |
| | Hunt, | | Talmage, |
| | Johnes, | | Wady, |
| | Linn, | | Wills,—14. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

The engrossed bill entitled An act to divorce Margaret Gall from her husband Enoch Gall;

Was taken up, read and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hall, |
| Bray, | Haight, (Sp.) |
| Brown, | Jobs, |
| Burtis, | Johnes. |
| Budd, | Logan, |
| Cooper, | Larason. |
| Caldwell, | Ladow, |
| Doremus, | Ogden, |
| Dellicker, | Pierson. |
| Dickerson, | Pettit, |
| Davis, | Richards. |
| Edgar, | Saunier, |
| Flummerfelt, | Strader, |
| Fenimore, | Valentine, |
| Fries, | Wills, |
| Gifford, | Young,—33. |
| Hull, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn. |
| Chetwood, | Molleson, |
| Corsen, | Springer, |
| Duryee. | Tuttle, |
| Flatt, | Wade,—11. |
| Hunt, | |

Ordered, That the Speaker sign the same and the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Flummerfelt offered the following:

Resolved, That the Treasurer of this state be authorised to pay to the Postmaster at Trenton the amount of postage that may be due from members of this Legislature, and which may remain unpaid at the close of this session;

Which was agreed to.

Mr. Flatt called up the bill entitled An act to incorporate the Rahway Bank; and moved that the same be postponed to the next session of the Legislature;

Which was agreed to.

The engrossed bill entitled An act to incorporate the Raritan Bank at New Brunswick,

Was taken up, read a third time and compared,

Mr. Alexander moved a call of the House, which was ordered:

And on calling the roll of members the following answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Bleecker, | Haight, (Sp.) |
| Bray, | Hunt, |
| Brown, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Linn, |
| Chetwood, | Larason, |
| Conover, | Lalor, |
| Cooper, | Ladow, |
| Caldwell, | Molleson, |
| Corsen, | Pierson, |
| Doremus, | Pettit, |
| Dellicker, | Riggs, |
| Dickerson, | Richards. |
| Davis, | Springer, |
| Edgar, | Tuttle. |
| Flatt. | Talmage, |
| Flummerfelt, | Valentine, |
| Fenimore, | Wade, |
| Gifford, | Wills. |
| Hull, | Young,—42. |

Upon the question shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs Pierson, |
| Flatt, | Tuttle, |
| Johnes, | Wade,—7. |
| Molleson. | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Hull, |
| Bray, | Hall. |
| Brown, | Haight. (Sp.) |
| Burtis, | Hunt. |
| Budd, | Jobs. |
| Conover, | Linn, |
| Cooper, | Larason. |
| Caldwell, | Lalor. |
| Corsen, | Ladow, |
| Doremus. | Pettit. |
| Dellicker, | Riggs, |
| Dickerson, | Richards, |
| Duryee, | Springer. |
| Davis, | Talmage, |
| Edgar. | Valentine, |
| Flummerfelt, | Wills, |
| Fenimore. | Young,—36. |

Mr. Pierson called up the bill entitled An act to defray incidental charges; and moved that the same be recommitted;

Which was agreed to.

Mr. Wills called up the bill entitled An act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is, or may hereafter be apportioned to, and received by this state,

And while the same was under consideration,

Mr. Linn moved to fill up the blank in the first section of said bill with the following:

In the ratio of the white population, according to the last census.

Mr. Wills moved as an amendment to the amendment the following:

In the combined ratio of the state tax paid by the several counties during the past year, and of population according to the census of the year eighteen hundred and thirty.

Mr. Hunt moved to amend the amendment offerred by Mr. Wills, by annexing thereto the following:

And of the representation from the several counties in the Legislature.

Upon putting the question, the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Corsen, | Messrs. Richards, |
| Doremus, | Strader, |
| Flummerfelt, | Springer, |
| Hull, | Tuttle, |
| Hunt, | Valentine, |
| Linn, | Wade. |
| Ladow, | Young,—15. |
| Pierson, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fenimore, |
| Bleecker, | Fries. |
| Bray, | Gifford, |
| Brown. | Hall, |
| Blane, | Haight, (Sp.) |
| Burtis, | Jobs, |
| Budd, | Johnes. |
| Chetwood, | Logan, |
| Conover, | Larason, |
| Cooper, | Lalor, |
| Caldwell, | Molleson, |
| Dellicker, | Ogden, |
| Dickerson, | Pettit, |
| Duryee. | Riggs, |
| Davis. | Saunier. |
| Edgar, | Talmage, |
| Flatt. | Wills,—34. |

Mr. Wills withdrew his amendment, which was again renewed by Mr. Tuttle.

Mr. Molleson moved as an amendment to the amendment the following :

In the ratio of the state tax paid by the several counties into the treasury of the state during the past year.

Whereupon Mr. Linn withdrew his motion to fill the blank.

Mr. Valentine moved to fill the blank in the said section with the following words :

In the combined ratio of the state tax, paid by the several counties during the past year, and of population according to the census of the year eighteen hundred and thirty.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Riggs, |
| Doremus. | Richards, |
| Flummerfelt, | Saunier, |
| Hull, | Strader, |
| Hunt, | Tuttle, |
| Linn, | Valentine. |
| Ladow, | Wade, |
| Pierson, | Young,—16. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fenimore. |
| Bleecker, | Fries, |
| Bray, | Gifford. |
| Brown, | Hall, |
| Blane, | Haight, (Sp.) |
| Burtis, | Jobs, |
| Budd, | Johnes, |
| Cooper. | Logan, |
| Conover, | Larason, |
| Caldwell, | Lalor, |
| Corsen, | Molleson. |
| Dellicker, | Ogden, |
| Dickerson, | Pettit, |
| Duryee, | Springer, |
| Davis, | Talmage, |
| Edgar, | Wills,—33. |
| Flatt, | |

Mr. Flatt moved to fill the blank in the said section, with the following words:

In the ratio of white population, according to the last census.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows;

YEAS.

Messrs. Chetwood,
Doremus,
Flatt,
Flummerfelt,
Hull,
Hunt,
Linn,
Ladow,
Riggs,
Richards,
Saunier,
Strader,
Tuttle,
Valentine,
Wade,
Young.—16.

NAYS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Blane,
Burtis,
Budd,
Conover,
Cooper,
Caldwell,
Corsen,
Dellicker.
Dickerson,
Duryee,
Davis,
Edgar,
Fenimore,
Fries,
Gifford,
Hall,
Haight. (Sp.)
Jobs,
Johnes,
Logan,
Larason,
Lalor,
Molleson,
Ogden,
Pierson,
Pettit,
Springer.
Talmage,
Wills,—33.

Mr. Molleson moved to fill up the blank in said section with the following words:

In the ratio of the state tax, paid by the several counties into the treasury of the state during the past year.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fenimore, |
| Bleecker, | Fries. |
| Bray, | Gifford, |
| Brown, | Hall, |
| Blane, | Haight, (Sp.) |
| Burtis. | Jobs, |
| Budd, | Johnes. |
| Conover, | Logan, |
| Cooper, | Larason, |
| Caldwell, | Lalor, |
| Corsen, | Molleson, |
| Dellicker,, | Ogden, |
| Dickerson, | Pettit, |
| Duryee, | Springer, |
| Davis, | Talmage, |
| Edgar, | Wills.—32. |

NAYS.

| | |
|---|---|
| Messrs. Doremus | Messrs. Riggs, |
| Flatt, | Richards, |
| Flummerfelt. | Saunier. |
| Hull, | Tuttle, |
| Linn, | Valentine, |
| Ladow, | Wade. |
| Pierson, | Young,—14. |

Mr. Richards moved to amend the first section of said bill by annexing thereto the following :

Provided, That the county of Atlantic shall receive of the portion which falls to the county of Gloucester in the same proportion as set forth in the twelfth section of the act entitled An act erecting parts of the counties of Essex and Bergen into a new county to be called the county of Passaic, and setting off the eastern part of the county of Gloucester into a separate county to be called the county of Atlantic ;

Upon which motion the yeas and nays were called for and ordered :

And on the question, shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

Messrs. Alexander,
Bleecker,
Chetwood,
Doremus,
Edgar,
Hull,
Hunt,
Jobs,
Johnes,
Linn,
Ladow,
Molleson,
Pierson,
Riggs,
Richards.
Saunier.
Strader,
Tuttle,
Valentine,
Wade,
Young.—21.

NAYS.

Messrs. Bray,
Brown,
Blane,
Burtis,
Budd.
Conover,
Cooper,
Caldwell.
Dellicker,
Duryee,
Davis,
Flatt,
Flummerfelt,
Fenimore,
Fries,
Gifford,
Hall.
Haight, (Sp.)
Logan,
Larason,
Lalor,
Ogden,
Springer,
Talmage,
Wills,—25.

Mr. Valentine moved to amend the first section of said bill by inserting after the word 'year,' the following:

And that the Legislatue reserve the right to alter the ratio at any time they think proper; and for that purpose may call in from any county or counties such sum or sums as may be necessary to effect the object; so as to read:

In the ratio of the state tax paid by the several counties into the treasury of the state during the past year; and that the Legislature, &c.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Pierson, |
| Flatt, | Riggs, |
| Flummerfelt, | Saunier, |
| Hull. | Strader, |
| Hunt, | Valentine. |
| Linn, | Wade, |
| Ladow, | Young,—14. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fries, |
| Bleecker, | Gifford, |
| Bray, | Hall, |
| Brown. | Haight, (Sp.) |
| Blane, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Logan, |
| Conover, | Larason. |
| Cooper. | Lalor. |
| Caldwell, | Molleson. |
| Corsen, | Ogden, |
| Doremus, | Pettit. |
| Dellicker, | Springer, |
| Duryee, | Tuttle, |
| Davis, | Talmage, |
| Edgar. | Wills.—33. |
| Fenimore. | |

Mr. Chetwood moved that the House do now adjourn;

Which was not agreed to.

Mr. Valentine moved to amend the first section of said bill by annexing thereto the following:

Provided, That no action shall be had upon any of the provisions of this act by any Boards of Chosen Freeholders in this state, until the next annual meeting of such boards respectively.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Pierson, |
| Chetwood, | Riggs, |
| Flatt, | Saumer, |
| Haight, (Sp.) | Valentine. |
| Hunt, | Wade.—11. |
| Linn, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Gifford, |
| Bray, | Hull, |
| Brown, | Hall, |
| Blane. | Jobs, |
| Burtis, | Logan, |
| Budd, | Larason, |
| Conover, | Lalor. |
| Cooper, | Ladow, |
| Caldwell, | Molleson, |
| Corsen, | Ogden, |
| Doremus. | Pettit, |
| Dellicker, | Strader. |
| Dickerson, | Springer, |
| Duryee, | Seely. |
| Davis, | Tuttle, |
| Flummerfelt, | Talmage, |
| Fenimore, | Wills, |
| Fries, | Young.—36. |

Mr. Jobs moved that the House do now adjourn;

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Chetwood, |
| Bleecker, | Cooper, |
| Brown, | Corsen, |

| | |
|---|---|
| Messrs. Dickerson, | Messrs. Pierson. |
| Duryee. | Pettit, |
| Edgar, | Riggs, |
| Flatt, | Richards. |
| Flummerfelt, | Saunier, |
| Hall, | Strader, |
| Haight, (Sp.) | Seely, |
| Hunt, | Tuttle, |
| Jobs, | Talmage, |
| Johnes. | Valentine, |
| Linn. | Wade, |
| Larason. | Young,—31. |
| Molleson, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Gifford, |
| Burtis, | Logan, |
| Budd, | Lalor, |
| Conover. | Ladow, |
| Dellicker, | Ogden, |
| Davis, | Springer |
| Fenimore, | Wills,—15. |
| Fries, | |

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Riggs asked and obtained leave to introduce a bill entitled An act appointing commissioners to sell the real estate of this state, in the county of Essex, township of Paterson ;

Which was read and ordered a second reading and to be printed.

Mr. Wills called up the unfinished business of the morning, being the bill entitled An act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is, or may hereafter be apportioned to and received by this state,

And while the same was under consideration,

Mr. Chetwood moved to amend the first section of said bill, by annexing thereto the following :

Provided, however, That in case any Board of Chosen Freeholders of any county in this state, shall neglect or refuse, for the space of three months after such Board shall be notified to repay the same, according to the provisions contained in this section, that then it shall and may be lawful for the legislature of this state to cause the sum received by such county, or any part thereof, that may remain unpaid, to be assessed, levied and collected, as other taxes for county and township purposes, are, or may be by law assessed, levied and collected in such county; and it shall be the duty of the assessors, collectors, and other officers of such county, to perform all the duties required by law, in assessing, levying, and collecting such taxes, and when received, to pay the same forthwith to the treasurer of this state ;

Upon which amendment the yeas and nays were called for and ordered :

And on the question, shall this motion be agreed to ?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Lalor. |
| Burtis. | Ladow, |
| Chetwood. | Molleson, |
| Dickerson, | Ogden, |
| Duryee, | Pierson, |
| Edgar, | Riggs, |
| Flatt. | Richards, |
| Flummerfelt. | Saunier, |
| Hull, | Strader, |
| Haight, (Sp.) | Seely, |
| Hunt. | Talmage. |
| Jobs. | Valentine, |
| Johnes, | Wade, |
| Linn. | Wills. |
| Logan, | Young,—30. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Brown, |
| Bray, | Blane, |

| | |
|---|---|
| Messrs. Budd. | Messrs. Fenimore, |
| Conover, | Fries, |
| Cooper, | Gifford, |
| Caldwell, | Hall, |
| Corsen, | Larason, |
| Doremus, | Pettit, |
| Dellicker, | Springer. |
| Davis, | Tuttle,—20. |

Mr. Strader moved to amend the said section by inserting after the word "empowered," the following:

If a majority of the legal voters of said county shall determine at their annual town meetings, or other meetings held for that purpose, within thirty days after the passage of this act, to receive their quota of said surplus under the provisions of this act;

So as to read:

And the respective boards of chosen freeholders of the several counties, are hereby authorised and empowered, if a majority of the legal voters of said counties shall determine, &c. to pledge the faith of their respective counties, &c.;

Upon which motion the yeas and nays were called for and ordered;

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Strader, |
| Flatt, | Tuttle, |
| Pierson, | Valentine, |
| Riggs. | Wade.—8. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Conover, |
| Bleecker, | Cooper, |
| Bray, | Caldwell, |
| Brown, | Corsen. |
| Blane, | Doremus, |
| Burtis, | Dellicker, |
| Budd, | Dickerson, |

| | |
|---|---|
| Messrs. Duryee, | Messrs. Logan. |
| Davis, | Larason. |
| Edgar, | Lalor, |
| Flummerfelt, | Ladow. |
| Fenimore, | Molleson, |
| Fries, | Ogden. |
| Gifford, | Pettit, |
| Hall, | Richards, |
| Hull. | Saunier, |
| Haight, (Sp.) | Springer, |
| Hunt. | Seely, |
| Jobs, | Talmage, |
| Johnes, | Wills, |
| Linn, | Young.—42. |

Mr. Richards moved to reconsider the vote upon the amendment offered by him in the morning to the first section of said bill, respecting the basis upon which the county of Atlantic should receive her portion;

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Linn, |
| Blane, | Molleson. |
| Chetwood, | Pierson, |
| Corsen, | Riggs, |
| Doremus, | Richards, |
| Dellicker. | Saunier, |
| Dickerson, | Strader, |
| Edgar, | Seely, |
| Flatt. | Tuttle, |
| Flummerfelt, | Talmage, |
| Hull, | Valentine, |
| Hunt, | Wade. |
| Jobs, | Young—27. |
| Johnes, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Gifford, |
| Bray, | Hall, |
| Brown, | Haight, (Sp.) |
| Burtis, | Logan, |
| Budd, | Larason, |
| Conover | Lalor, |
| Cooper. | Ladow. |
| Caldwell, | Ogden, |
| Duryee, | Pettit. |
| Davis, | Springer, |
| Fenimore, | Wills,—23. |
| Fries, | |

Mr. Davis moved to amend the said bill by annexing thereto the following :

Section 5. And be it enacted, That this act shall take effect and go into operation from and immediately after its passage.

Which was agreed to.

Mr. Jobs moved to amend the third section of said bill by annexing thereto the following :

Together with the amount of all the costs and charges for receiving, loaning, reloaning, and management of the same ;

Which was agreed to.

Mr. Jobs moved further to amend said bill by annexing thereto the following :

Section 6. And be it enacted, That the board of chosen freeholders of each and every county in this state, upon application from any one or more township or townships in their respective counties, by one or more person or persons who shall have been elected at an annual or lawful special town meeting of such township or townships, may pay over to such person or persons such pro rata proportion of the said surplus revenue as shall come to their hands, as is mentioned in the first section of this act, upon such person or persons paying a like pro rata proportion of the costs and expenses which may have accrued in bringing the money into the hands of the aforesaid board or boards of chosen freeholders, and the person or persons hereby authorised to receive the moneys of any township or townships as aforesaid, shall have full power to pledge the faith of the inhabitants of their respective township or townships in their corporate capacity, and shall have full power to loan and reloan the same in good and sufficient freehold or other security within the said county, and to receive the same

after it has been so loaned, and to use all lawful means for the recovery of the principal and interest so loaned: And every such person or persons so elected to receive and loan the moneys belonging to each and every township, shall, before entering upon the trust or trusts so reposed in him or them, enter into bond to the inhabitants of such township or townships in such sum or sums, and such security or securities, as shall be approved by the said township committee or committees, for the true and faithful performance of their duty as commissioners of loans for their respective townships; and each and every township which shall receive their proportion of the said surplus revenue as aforesaid, shall not be entitled to any part of the proceeds of such part as shall remain in the charge of the aforesaid board or boards of chosen freeholders, or liable for any part of the expenses or losses in the management of such monies, nor for any interest on such monies as shall by them be received, until the same be required by the government of this state, and which shall not be paid at the time or times required: And the said commissioners of loans shall yearly and every year account to the township committees of their respective townships for all moneys, with the interest by them received, and be entitled to such compensation for their services as the said township committees shall think reasonable and just.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Riggs. |
| Jobs, | Saunier, |
| Molleson. | Valentine.—6. |

NAYS.

| | |
|---|---|
| Messrs. Bleeker, | Messrs. Cooper, |
| Bray, | Caldwell, |
| Brown, | Corsen, |
| Blane, | Doremus, |
| Burtis, | Dellicker, |
| Budd, | Dickerson, |
| Conover, | Duryee. |

| | |
|---|---|
| Messrs. Davis. | Messrs. Larason, |
| Edgar, | Lalor. |
| Flummerfelt, | Ladow, |
| Fenimore, | Ogden, |
| Fries, | Pierson, |
| Gifford, | Pettit, |
| Hull, | Richards, |
| Hall. | Springer, |
| Haight, (Sp.) | Seely, |
| Hunt. | Tuttle, |
| Johnes, | Talmage. |
| Linn, | Wade, |
| Logan. | Wills.—40. |

Mr. Valentine moved further to amend the said bill by annexing thereto the following :

Section 6, And be it enacted, That the Board of chosen Freeholders in the several counties of this state, may apportion among and pay over to the several townships within their respective counties, the money so as aforesaid apportioned, or to be apportioned, to the counties respectively, so often as an apportionment shall be made in the ratio contained in the first section of this act, a true list of which apportionment, shall be filed by the Clerk of said Board, and a duplicate shall be filed with the county collector ; and it shall be the duty of the Clerks of said Boards of chosen Freeholders respectively, as soon as an apportionment shall be filed as aforesaid, to notify in writing the collectors of the several townships, the amount so apportioned to the respective townships, whose duty it shall be, on receipt of such notice, to report the amount thereof to the township committees of their respective townships, who are hereby authorised after receiving the amount so apportioned or any part thereof, to issue a certificate of deposite, pledging the faith of the township for its safe keeping and return, when called for by the said Board of Chosen Freeholders ;

Upon which motion the yeas and nays were called for and ordered :

And on the question, shall this motion be agreed to ?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Haight, (Sp.) |
| Flummerfelt. | Jobs, |

Messrs. Johnes,
Molleson,
Pierson,
Riggs,
Messrs. Valentine,
Wade,
Young,—11.

NAYS.

Messrs. Bleecker,
Bray,
Brown,
Blane,
Burtis,
Budd,
Conover,
Cooper,
Caldwell,
Corsen,
Doremus,
Dellicker,
Dickerson,
Duryee,
Davis,
Edgar,
Fenimore,
Messrs. Fries,
Gifford,
Hull,
Hall,
Hunt,
Logan,
Larason,
Lalor,
Ladow,
Ogden,
Pettit,
Richards.
Strader.
Springer,
Seely,
Wills,—33.

The several sections, together with the title of said bill having been agreed to, on the question of engrossing, Mr. Bray called for the yeas and nays which were ordered:

And on the question shall this bill be engrossed for a third reading?

It was determined in the affirmative as follows:

YEAS.

Messrs. Bleecker,
Bray,
Brown,
Blane,
Burtis,
Budd,
Conover,
Cooper,
Messrs. Corsen,
Caldwell,
Doremus,
Dellicker,
Dickerson,
Duryee,
Davis,
Edgar.

Messrs. Fenimore,
Fries,
Gifford,
Hull,
Hall.
Jobs.
Johnes,
Linn,
Logan,
Larason.

Messrs. Lalor.
Ladow,
Ogden.
Pettit.
Richards,
Springer.
Seely,
Talmage,
Wills,—35.

NAYS.

Messrs. Alexander,
Chetwood,
Flummerfelt,
Flatt,
Haight. (Sp.)
Hunt.
Molleson,
Pierson,

Messrs. Riggs,
Saunier,
Strader.
Tuttle.
Valentine,
Wade,
Young,—15.

Mr. Flummerfelt moved that the bill be printed as amended; Which was agreed to.

A message from Council by Mr. Shreve their assistant secretary, informed the House that Council have passed the following bills from the House of Assembly, viz:

An act to divorce Ann Mariah Walker, from her husband Edward Walker; and

An act for the relief of Samuel Reynolds of the county of Somerset; without amendment.

Council have passed the bill from the House of Assembly entitled A supplement to the act entitled an act to incorporate the New Brunswick manufacturing company; with an amendment.

To which amendment the assent of the House of Assembly is requested.

Council have also passed the bill entitled An act to divorce Sarah McCowen of the county of Essex, from her husband Nathaniel McCowen.

To which bill the assent of the House of Assembly is requested.

The bill from Council entitled An act to divorce Sarah McCowen of the county of Essex, from her husband Nathaniel McCowen.

Was read and referred to Messrs. Tuttle, Hunt and Bleecker.

The bill entitled a supplement to the act entitled an act to incorporate the New Brunswick manufacturing company,

Was taken up, and on the question of agreeing to the amendment made by council to said bill,

The yeas and nays were called for and ordered:

And on the question shall this amendment be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn, |
| Bleecker, | Logan, |
| Burtis, | Lalor, |
| Budd, | Molleson, |
| Chetwood, | Pettit, |
| Doremus, | Saunier. |
| Dellicker, | Strader, |
| Duryee. | Springer, |
| Davis, | Tuttle, |
| Edgar, | Talmage, |
| Fries. | Valentine, |
| Haight, (Sp.) | Wade. |
| Jobs, | Wills, |
| Johnes. | Young,—28. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Flatt. |
| Brown. | Flummerfelt, |
| Blane, | Hull, |
| Cooper, | Larason, |
| Caldwell, | Ladow, |
| Corsen, | Ogden, |
| Dickerson, | Riggs,—14. |

Ordered, That the said bill be re-engrossed.

Mr. Chetwood called up the bill entitled A further supplement to the act entitled an act for the instruction of indigent deaf and dumb persons, inhabitants of this state, passed November tenth, eighteen hundred and twenty one;

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Hunt called up the bill from Council entitled An act to authorise holding an additional term of the Circuit Court and Court of Oyer and Terminer, and General Jail Delivery in the county of Cape May;

Which was read a second time agreed to, and ordered to a third reading.

Mr. Chetwood moved to dispense with the rules of the House in order to take up said bill on its final passage;

Which was agreed to.

Whereupon said bill was read a third time by its title,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill without amendment.

Mr. Saunier offered the following:

Resolved, That when the names of each member when in their seats do not vote, then and in that case, the Clerk be authorised to put their names down in the affirmative.

And before the question was taken:

Mr. Riggs called up the bill from Council entitled An act respecting banks;

And while the same was under consideration,

Mr. Riggs moved to amend the first section of said bill by annexing thereto the following;

On the first Monday of April and the first Monday of October next, preceding the time of making the said statement or statements.

Upon which motion the yeas and nays were called for and ordered:

And on the question shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Doremus, |
| Bray, | Dellicker, |
| Brown. | Edgar. |
| Blane, | Fenimore. |
| Burtis, | Gifford, |
| Budd, | Hall, |
| Conover, | Haight, (Sp.) |
| Caldwell, | Jobs, |

Messrs. Larason,
Lalor,
Pettit,
Messrs. Riggs,
Saunier,
Wills.—22.

NAYS.

Messrs. Chetwood,
Cooper,
Corsen,
Duryee,
Davis,
Flatt,
Flummerfelt,
Hull,
Hunt,
Johnes,
Linn,
Messrs. Logan,
Ladow,
Molleson,
Pierson,
Richards,
Springer,
Seely,
Tuttle,
Valentine,
Young,—21.

The question recurring upon agreeing to the said section,
The yeas and nays were called for and ordered:
And on the question shall this section be agreed to?
It was determined in the negative as follows:

YEAS.

Messrs. Alexander,
Bray,
Brown,
Blane,
Burtis,
Budd,
Conover,
Caldwell,
Doremus,
Dellicker,
Davis,
Messrs. Edgar,
Fenimore,
Hall,
Jobs,
Johnes,
Larason,
Lalor,
Riggs,
Saunier,
Wills,—21.

NAYS.

Messrs. Chetwood,
Messrs. Cooper,

| | |
|---|---|
| Messrs. Corsen, | Messrs. Ladow, |
| Duryee, | Molleson. |
| Flatt, | Pierson, |
| Fries, | Pettit, |
| Flummerfelt, | Richards, |
| Hull, | Springer, |
| Haight, (Sp.) | Seely, |
| Hunt, | Tuttle, |
| Linn, | Valentine. |
| Logan, | Young,—22. |

Ordered, That the Clerk carry said bill to Council and inform Council that the House of Assembly have disagreed to the said bill.

Mr. Alexander asked and obtained leave to introduce a bill entitled An act to encourage the destruction of noxious wild animals and birds;

Which was read, and before the question was taken upon ordering said bill to a second reading,

The House adjourned to to-morrow morning at nine o'clock.

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THURSDAY, March 9, 1837.

At nine o'clock the House met.

Mr. Chetwood presented a remonstrance from the Bellville Bridge and turnpike road association, against a free bridge at Bellville;

Which was ordered to lie on the table.

Mr. Riggs presented a remonstrance from the inhabitants of Harsimus, against the passage of the bill to make a harbor on the Jersey shore of the Hudson river;

Which was ordered to lie on the table.

Mr. Chetwood from the joint committee upon that subject, reported a bill entitled An act making the necessary appropriations for the settlement of the accounts of the late commissioner, for building the new state Penitentiary, and to complete the same;

Which was read ordered a second reading, and to be printed.

Mr. Hunt from the committee upon that subject, reported the

bill from Council entitled An act to divorce Sarah McCowen of the county of Essex from her husband Nathaniel McCowen;

Which was read and ordered a second reading.

The re-engrossed bill entitled An act to incorporate the Taunton manufacturing company, in the county of Burlington,

Was read and compared,

And on the question shall this re-engrossed bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

The engrossed bill entitled An act making provision for the deposite and distribution of so much of the surplus revenue of the United States, as now is, or may hereafter be apportioned to and received by this state;

Was taken up, read a third time and compared.

Mr. Davis moved a call of the House which was ordered:

And on calling the roll of members the following answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight, (Sp.) |
| Bleecker, | Hunt, |
| Bray, | Jobs, |
| Brown, | Johnes, |
| Blane, | Linn, |
| Burtis, | Logan, |
| Budd, | Larason, |
| Chetwood, | Lalor, |
| Conover, | Ladow, |
| Cooper, | Molleson, |
| Caldwell, | Ogden, |
| Doremus | Pierson, |
| Dellicker, | Pettit, |
| Dickerson, | Riggs, |
| Duryee, | Richards, |
| Davis, | Saunier, |
| Edgar, | Springer, |
| Flatt, | Seely, |
| Flummerfelt, | Talmage, |
| Fenimore, | Valentine, |
| Fries, | Wade, |
| Gifford, | Wills, |
| Hull, | Young,—16 |

Mr. Flummerfelt moved to recommit the said bill to a specia committee for the purpose of having the same amended ;

Upon which motion the yeas and nays were called for and ordered :

And on the question, shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn, |
| Chetwood, | Pierson, |
| Doremus, | Richards. |
| Duryee, | Saunier. |
| Edgar, | Strader, |
| Flatt, | Seely, |
| Flummerfelt, | Talmage, |
| Hull, | Valentine, |
| Hunt, | Wade, |
| Jobs, | Young.—20. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Gifford, |
| Bray, | Haight, (Sp.) |
| Brown, | Johnes, |
| Blane, | Logan, |
| Burtis, | Larason, |
| Budd. | Lalor, |
| Conover, | Ladow, |
| Cooper, | Molleson. |
| Caldwell. | Ogden, |
| Dellicker, | Pettit, |
| Dickerson, | Riggs, |
| Davis, | Springer, |
| Fenimore, | Wills,—27. |
| Fries, | |

The question then recurring on the final passage of said bill :

Upon the question, shall this bill pass ?

It was determined in the affirmative as follows :

YEAS

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Fries, |
| Bray, | Gifford, |
| Brown, | Haight. (Sp.) |
| Blane, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Linn, |
| Conover, | Logan, |
| Cooper, | Larason, |
| Caldwell, | Lalor, |
| Doremus, | Ogden, |
| Dellicker. | Pettit, |
| Dickerson, | Richards, |
| Duryee, | Springer. |
| Davis, | Talmage, |
| Edgar, | Wills,—31 |
| Fenimore, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Pierson, |
| Chetwood, | Riggs, |
| Flatt, | Saunier, |
| Flummerfelt, | Strader, |
| Hull, | Seeley, |
| Hunt, | Valentine, |
| Ladow. | Wade, |
| Molleson, | Young.—16. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council, that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled A further supplement to the act entitled an act for the instruction of indigent deaf and dumb persons, inhabitants of this state, passed the tenth of November, one thousand eight hundred and twenty-one,

Was taken up; read a third time, and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk

carry the same to Council and inform Council that the House Assembly have passed said bill and request their concurrence.

The re-engrossed bill entitled a supplement to the act entitled an act to incorporate the New Brunswick manufacturing Company,

Was taken up, read and compared,

And on the question, shall this re-engrossed bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Johnes. |
| | Bleecker, | | Linn. |
| | Burtis, | | Logan, |
| | Budd, | | Lalor, |
| | Chetwood, | | Molleson, |
| | Conover. | | Ogden, |
| | Cooper, | | Pierson. |
| | Doremus. | | Pettit, |
| | Dellicker. | | Riggs, |
| | Dickerson, | | Richards. |
| | Duryee. | | Saunier, |
| | Davis, | | Strader, |
| | Edgar, | | Springer |
| | Flummerfelt, | | Talmage, |
| | Fries, | | Valentine, |
| | Hull, | | Wade, |
| | Haight, (Sp.) | | Young,—35. |
| | Jobs, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Gifford, |
| | Brown, | | Hunt, |
| | Blane, | | Larason. |
| | Caldwell, | | Ladow, |
| | Flatt, | | Seely,—10. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

Mr. Chetwood called up the bill entitled An act making a further appropriation for the prosecution of the geological and mineralogical survey of this state;

Which was read, and on the question of agreeing to the first section, the yeas and nays were called for and ordered:

And on the question, shall this section be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Hunt, |
| | Bleecker, | | Jobs, |
| | Blane, | | Logan, |
| | Chetwood, | | Ladow, |
| | Cooper, | | Molleson, |
| | Doremus, | | Pierson, |
| | Dickerson, | | Riggs, |
| | Duryee, | | Richards, |
| | Flatt, | | Seely, |
| | Fries, | | Talmage, |
| | Haight, (Sp.) | | Wade,—22. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Brown, | Messrs. | Hull, |
| | Bray, | | Johnes, |
| | Burtis, | | Linn, |
| | Budd, | | Larason, |
| | Conover, | | Lalor, |
| | Caldwell, | | Pettit, |
| | Davis, | | Strader, |
| | Dellicker, | | Springer, |
| | Edgar, | | Wills, |
| | Flummerfelt, | | Young,—21. |
| | Gifford, | | |

On the question of engrossing said bill, Mr. Brown called for the yeas and nays, which were ordered:

And on the question, shall this bill be engrossed for a third reading?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Bleecker, | Logan, |
| Bray, | Ladow. |
| Blane, | Molleson. |
| Chetwood, | Pierson, |
| Cooper. | Riggs, |
| Doremus, | Richards, |
| Duryee, | Springer, |
| Flatt. | Seely, |
| Fries, | Talmage, |
| Gifford, | Valentine, |
| Hull, | Wade. |
| Haight, (Sp.) | Wills. |
| Hunt, | Young—28. |

NAYS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Davis, |
| Budd, | Edgar, |
| Conover. | Flummerfelt, |
| Caldwell, | Johnes, |
| Dellicker. | Lalor, |
| Dickerson, | Strader,—12. |

Mr. Jobs offered the following:

Resolved, That Horace Smith be and he is hereby authorised to receive from the Treasurer of this State, payment for the engrossing of all bills during the present session of the legislature, at the rate fixed by law;

Which was agreed to.

Mr. Blane asked and obtained leave to introduce a bill entitled An act to reserve to the cities of Trenton and Newark their proportional share of the surplus revenue of the United States, deposited or to be deposited in this state;

Which was read and ordered to lie on the table.

The House adjourned to this afternoon at three o'clock.

At three o'clock the House met.

A Message from Council by Mr. Shreve their assistant secretary informed the House that Council have passed the bill from the House of Assembly entitled A further supplement to an act entitled an act, securing to mechanics and others, payment for their labor and materials, in erecting any House or other building within the limits therein mentioned, passed March third, eighteen hundred and thirty five, with an amendment,

To which amendment the assent of the House of Assembly is requested.

Council have passed the bill entitled An act to repeal the act releasing to Aaron Ogden, the right of the State of New Jersey of, in and to a certain lot of land covered with water in the bay of New York, herein described and specified, passed January twenty fifth, eighteen hundred and thirty seven.

To which bill the assent of the House of Assembly is requested.

The bill entitled a further supplement to An act securing to mechanics and others, payment for their labor and materials in erecting any house or other building, within the limits therein mentioned, passed the third day of March, eighteen hundred and thirty five,

Was taken up, the amendment made by Council agreed to, and the same ordered to be re-engrossed.

The bill from Council entitled An act to repeal an act entitled an act, to release to Aaron Ogden the right of the State of New Jersey, of, in and to a certain lot of land covered with water in the bay of New York, herein described and specified, passed January twenty fifth, eighteen hundred and thirty seven,

Was read and referred to Mess. Saunier, Edgar and Flatt.

Mr. Riggs called up the bill entitled An act to incorporate a company to construct a Harbor on the Jersey shore of the Hudson,

And while the same was under consideration:

Mr. Hunt withdrew his motion to strike out the first section,

Mr. Blane moved to amend the second section of said bill by inserting after the words ' in writing,' the words *under seal*: so as to sead:

To make and execute or direct, the officers of the company to make and execute, in such manner as they may deem proper all such deeds, bonds, obligations, contracts and instruments in writing, *under seal*, &c.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Haight, (Sp.) |
| Brown, | Hunt. |
| Blane, | Johnes, |
| Burtis, | Larason, |
| Budd, | Lalor. |
| Conover, | Ladow, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Dellicker, | Saunier, |
| Duryee. | Springer, |
| Davis. | Talmage. |
| Edgar, | Wade, |
| Flummerfelt. | Wills.—27. |
| Fenimore, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn, |
| Bleeker, | Logan. |
| Doremus, | Riggs. |
| Dickerson, | Richards, |
| Flatt, | Strader, |
| Fries, | Seely |
| Gifford, | Valentine. |
| Hull, | Young,—17. |
| Jobs, | |

The said bill was then read through by sections, amended and agreed to,

And on motion of Mr. Davis,

Ordered, That the further consideration of said bill be postponed to to-morrow morning.

Mr. Hunt, from the majority of the committee upon that subject, reported as follows:

The majority of the committee to whom was refered the resolution "to inquire by whom and by what authority, and with what intent or purpose, a railroad from the Delaware bridge, near Trenton, to the line of the Delaware and Raritan canal, and which said road is to be continued as is said to the

city of New Brunswick, has been constructed: and whether it is intended to continue the said road to any other part or place in this state; and how the interests of the state of New Jersey now are, or may hereafter be affected thereby: also, whether the act authorising the construction of a road from the New Jersey rail road to the Camden and Amboy road, at or west of Spotswood, authorises the construction of said road," report:

That they have devoted to that subject the attention which the important interests involved in the inquiry demand. That having learned from the engineer superintending the erection of said road, from the Delaware bridge to Trenton, that the said road, or part of it, was constructing by direction of the Delaware and Raritan canal and Camden and Amboy railroad and transportation companies, your committee addressed a note to R. F. Stockton, esq., President of the Delaware and Raritan canal company, which led to an interview with him; in which he expressed the utmost readiness, on the part of the united companies, to give any information that might be required.—Your committee accordingly addressed to the president and directors of the Delaware and Raritan canal and Camden and Amboy railroad and transportation companies, a number of interrogatories in writing, to which answers on the part of the said companies were returned. By these communications, your committee were informed, that, that portion of the said railroad lying on the Trenton Delaware bridge company's property, extending from the bridge to Bloomsbury street, has been constructed by the Philadelphia and Trenton railroad company, by the authority of the said bridge company; and the other portion of said railroad, between Bloomsbury street and Trenton, is being constructed by the united Delaware and Raritan canal and Camden and Amboy railroad and transportation companies; under, and in compliance with an act of the legislature of this state, entitled "An act relative to the Delaware and Raritan canal and Camden and Amboy railroad and transportation companies;" passed March 2d, 1832. That their intent or purpose in constructing said road, is to comply with the wishes of the people, and fulfil a duty imposed on the united companies by law.

In confirmation of the desire generally expressed for the construction of this road as proposed, the united companies submitted to your committee, a number of documents, containing the proceedings of a meeting of the citizens of the borough of Bordentown, held on the 12th of March, 1836; the proceedings, and a memorial of the inhabitants of the borough of Princeton and its vicinity, of the 26th March, 1836; the proceedings of

the board of common council of the city of New Brunswick, of the 19th October, 1833; the proceedings of a meeting of the citizens of Trenton, in common council assembled, of the 7th March, 1836; and a memorial of the citizens of Trenton and its vicinity, of the 8th August, 1836. All concurring in the request, that the united companies, in making the lateral road, which by the sixth section of the above mentioned act of March 2, 1832, they were required to make "from a suitable point on the said [Camden and Amboy] railroad, at or west of the village of Spotswood, to a suitable point or points in the city of New Brunswick;" they would locate the said lateral road, so that the same might "commence in the main line of the said Camden and Amboy railroad, in or near Bordentown, and running by or through the city of Trenton, terminate in the city of New Brunswick."

Upon the subject of their authority, under the said act, to locate their lateral road in this manner, they also submitted to your committee, legal opinions of distinguished counsel 'that the united companies under the sixth section of the act of March 2, 1832, had a right to make their lateral road—beginning at a point on the Camden and Amboy railroad, at or near Bordentown, and running thence by or through the city of Trenton to the city of New Brunswick;' according to the wishes expressed in the meetings, memorials, and proceedings above mentioned. And they informed your committee, that the said road from Bloomsbury street, near the Delaware bridge, to Trenton, was intended to form a part of their lateral road, and to be continued to a suitable point or points in the city of New Brunswick, and to some suitable point on the Camden and Amboy railroad at or near Bordentown, upon the most eligible route, between said places; to be used for the transportation of passengers and merchandise.

As to the important inquiry how the interest of the state of New Jersey is, or may hereafter be effected by the construction of this road; it is necessrry, in coming to a conclusion on the subject, to consider, and if practicable ascertain whether, if this lateral road be thus located and made, the state will be entitled to receive from the united companies the same transit duties on merchandise and passengers transported over said road that they are now entitled to receive for merchandise and passengers transported over the Camden and Amboy railroad—whether they will be entitled to redeem this road, at the same period and on the same terms, or otherwise—and whether the citizens of New Jersey, travelling or transporting goods on this road, will be subject to the same, or other charges for such travel and transportation.

The answers to these inquiries depend upon two questions;

whether the proposed road, from the line of the Camden and Amboy railroad at or near Bordentown, through the city of Trenton to the city of New Brunswick, can, by sound legal construction, be considered as a part of the Camden and Amboy railroad, authorised by the sixth section of the act of March 2, 1832, requiring the United companies "to construct a lateral road from some point on the Camden and Amboy road at or west of Spotswood to the city of New Brunswick;" and if so, whether the spur, from the line of the proposed road, in Bloomsbury street to the Trenton Delaware bridge, can be considered a part of the same road, and as coming within the provisions of the said act.

The united companies it would seem so consider them; but may not diversity of opinion on this question and collision of interest growing out of it hereafter arise?

Upon considering this part of the subject of inquiry with the attention and solicitude which its great importance deserves, your committee cannot satisfy themselves that the roads proposed to be constructed, come within the provisions of the sixth section of the act of March 2, 1832, or that their construction is thereby authorised.

In the opinion of a majority of your committee the legislature never contemplated that the lateral road provided for in the act, to run from the city of New Brunswick to a point on the Camden and Amboy railroad at or west of Spottswood, should be so located as to run from New Brunswick to Trenton, and thence to the Trenton Delaware bridge, where the travel and transportation on this road would pass out of the state without touching or approaching the Camden and Amboy railroad. A majority of your committee therefore have no hesitation in coming to the conclusion that the spur or that part of the proposed road extending from the line of the road from Trenton to Bordentown, at Bloomsbury street to the Trenton Delaware bridge, is wholly unauthorised by any law of this state; and they cannot recognise the right of the Philadelphia Trenton railroad company, or any foreign corporation, even with the consent of the Delaware bridge company, and on their own property, to make a railroad within the limits of New Jersey without the authority of the Legislature.

The next question and the only one on which any doubt exists, is whether (excluding this spur) the main line of the proposed lateral road from New Brunswick to Trenton and thence

to Bordentown can by sound legal construction be considered as coming within the provisions of the act of 2d March, 1832.

By the sixth section af this act, it is enacted "that it shall be the duty of the said companies to construct a lateral railroad from a suitable point on said [Camden and Amboy rail] road at or west of the village of Spotswood to a suitable point or points in the city of New Brunswick, &c. in the construction and use of which said road, the said companies shall be entitled to all the powers and privileges and subject to all the conditions and limitations contained in the act incorporating said railroad company." If the proposed road from New Brunswick through Trenton can legally be considered as the same lateral road above described then indeed the company have authority to construct it and the interest of the state will be secured. But your committee after an attentive consideration of the subject cannot satisfy themselves that the proposed road through Trenton comes within the description of the lateral road mentioned in the act.

The road authorised by the act is from a point on the Camden and Amboy road at or west of Spotswood to New Brunswick. This was evidently intended for the accommodation of the transportation and travel from the city of New Brunswick, and to open a direct and expeditious route to the line of the Camden and Amboy road, and on that road to the city of Philadelphia. Your committee cannot perceive how a sound legal construction of this provision can authorise a road to run from New Brunswick to Trenton; at which point, the travel from New Brunswick, either with or without the spur to the Delaware bridge, would naturally pass out of the state. and proceed on the Philadelphia and Trenton rail road to Philadelphia, without touching the Camden and Amboy road at any point whatever. The road provided for in the statute is calculated to bring transportation and travel from New Brunswick on to the Camden and Amboy road: the road now proposed to be constructed, inevitably tends to divert the travel and transportation from the Camden and Amboy road, and lead it on to another and different route. They are substantially two different roads, and the cross-cut from Trenton to the line of the Camden and Amboy road at Bordentown, cannot change their character.

The majority of your committee are therefore of opinion that the provisions of the 6th section of the act of 2d March, 1832, will not admit of such a construction as to authorise the erection of the proposed road through Trenton, and if so then

the united companies, as to this road through Trenton are not bound by the conditions and limitations contained in the original charter of the Camden and Amboy railroad and transportation company, and the state as to this Trenton road has no security for transit duties or right of redemption.

Admitting, however, that your committee may be mistaken in their views of this subject, or that the matter may be doubtful; yet the interests of the state, their right to transit duties and right of redemption, involved in this question, are too important to be left in doubt, or to the chances of future construction or litigation.

That the making of this road through the city of Trenton and to the Delaware bridge as proposed, would be a great accommodation to the public and to all the principal towns in this state lying on the old route of travel from New York to Philadelphia, the majority of your committee have no doubt. They also consider it due to the capital of this state, that it should have the benefit of such a direct communication to and from the great emporiums of our sister states.

And the majority of your committee believe the time has arrived when such a road as is now proposed should be made, and a direct communication by rail road across this state through Trenton should be opened. The travel and transportation between New York and Philadelphia is now nearly if not quite sufficient, advantageously to occupy both routes from Bordentown to Amboy, and from Trenton to New Brunswick, and continually increasing; and by being divided between the two routes can be better regulated.

But the majority of your committee are also satisfied that before this road by way of Trenton is made, the farther action of the legislature on the subject is necessary to protect the interest of the state in this improvement.

If a rail road is to be made across this state through the city of Trenton on the old and natural route of travel from Philadelphia to New York it ought to be done under the authority of an act of the legislature, in which the interest of the state arising from transit duties and the right of redemption of the road should be particularly provided for and secured.

Regard ought also to be had to the manner in which the interests of the state in the existing improvements might be affected.

As the construction of a railroad across the state on the old route through Trenton, is anxiously desired by the public for the accommodation of all the principal towns in this state, and especially the seat of Government, from which the travel is now in a great measure diverted, and the state, in good faith, in conformity with existing obligations, and without a sacrifice of her interest in the Delaware and Raritan canal and Camden and Amboy railroad, cannot authorise the construction of this road from New Brunswick to Trenton, by any other than the united companies; the majority of your committee are of opinion that it is expedient at this time, to authorise the construction of the road by said companies, so that if they think proper to go on and complete it, they may do it under proper responsibility and the interest of the state may be perfectly secured.

The majority of your committee would farther remark, that by the existing charters of the united companies, they were bound, as soon as the New Jersey railroad was completed to New Brunswick (which will shortly be the case) to make this lateral road to the Camden and Amboy railroad west of Spotswood. This lateral road made in that direction, would be a heavy expense to the united companies and to the state when they come to redeem the Camden and Amboy road. It would answer only a temporary purpose; accommodate New Brunswick and the eastern part of the state alone, divert the travel from the old route, through Princeton and Trenton, the seat of government in the state, and when a road is made from Brunswick through Trenton on the old route from New York to Philadelphia, which must sooner or later be the case, this lateral road would become entirely useless.

The majority of your committee are therefore of opinion that it is better, much better, at once, to dispense with the making of this lateral road, and pass a law authorising the united companies, instead of it to make the road now contemplated, on the old route through Trenton, which if the companies think proper to act under it, will give to the public the benefit of the road, and at the same time advance and secure the interest of the state.

And for this purpose, the majority of our committee ask leave to report a bill.

THOMAS E. HUNT,
J. R. RIGGS.

On motion of Mr. Davis, Ordered, That five hundred copies of said report be printed.

Mr. Blane from the minority of the committee upon that subject reported as follows:

The minority of the Committee, to whom was referred the resolution to enquire "by whom and by what authority, and with what intent or purpose a railroad from the Delaware Bridge near Trenton, to the line of the Delaware and Raritan Canal, and which said road is to be thence continued as is said to the City of New-Brunswick, has been constructed, and what use is now made of the same; and whether it is intended to continue the said road to any other part or place in this state; and how the interests of the state of New Jersey now are or may hereafter be affected thereby: also, whether the act authorising the construction of a road from the New Jersey Railroad, to the Camden and Amboy Rail Road, at or west of Spottswood, authorises the construction of said road to Trenton,"

Report:

That your Committee have devoted to that enquiry the time and attention which the important interests involved in the subject demands.

That having understood that Ashbel Welsh, esquire, was the engineer superintending the construction of the rail road from the Delaware Bridge, near Trenton, to the line of the Delaware and Raritan Canal, referred to in said resolution; your Committee, on the 24th day of February, ultimo, addressed to to him a note enquiring by whom the said road was being constructed. By his answer received on the 3d instant, your committee were informed "that the said rail road from the Delaware Bridge to Bloomsbury street, (i. e. the street which is a continuation of main or Warren street in the city of Trenton,) was constructed by the Philadelphia and Trenton Railroad Company; that the railroad from the termination of the Philadelphia and Trenton Railroad Company's road at Bloomsbury street to the canal, was constructed by the Delaware and Raritan Canal and the Camden and Amboy Railroad and Transportation Companies, and was intended to constitute a part of their branch railroad from New Brunswick to the Camden and Amboy railroad at Bordentown, (copies of which communications marked No.1 and No. 2, are hereunto annexed.)

Your Committee having in the mean time understood that the Delaware and Raritan Canal and Camden and Amboy Railroad and Transportation Companies, had some agency in the

construction of said road, on the first instant addressed a note to R. F. Stockston, Esq. the President of the Delaware and Raritan Canal Company, inviting him to meet your Committee the next morning, to confer on the subject embraced in the resolution, (a copy of which is hereunto annexed and marked No. 3,) which he accordingly did; when after a conversation on the subject for the purpose of placing the matter in a tangible shape, it was arranged that your Committee should reduce the enquiries proposed under the resolution, to written interrogatories, to which the Companies were requested in like manner to return their answers.

In pursuance of this understanding, your Committee on the third instant prepared a series of interrogatories on the subjects embraced in the resolution addressed to the President and Directors of the Delaware and Raritan Canal and Camden and Amboy Railroad and Transportation Companies, which they forwarded to R. F. Stockton, Esq.; who on the fourth instant, returned to your Committee the answers of the said Companies in writing to the interrogatories propounded, (copies of which interrogatories and answers are hereunto annexed and marked No. 4 and No. 5.) By the answers to these interrogatories your Committee were informed that "that portion of the road (from the Delaware Bridge to Trenton) lying on the Delaware Bridge Company's property, has been constructed by the authority of the said Bridge Company; and the other portion of the said railroad has been constructed, and is being constructed, by the authority of the united companies, (the Delaware and Raritan Canal and the Camden and Amboy Railroad and Transportation Companies,) under and in compliance with an act of the legislature of this state, entitled "A supplement to an act entitled an act relative to the Delaware and Raritan Canal and the Camden and Amboy railroad and Transportation Companies," passed March 2d, 1832, that their intent or purpose in constructing said road "is to comply with the wishes of the people, and to fulfil a duty imposed on the united companies by law, as will more fully appear by the petitions and legal opinions already submitted to the committee." Referring, as your committee understand, to the proceedings of a meeting of the citizens of the Borough of Bordentown and its vicinity, held on the twelfth day of March, 1836; the proceedings of a meeting of the inhabitants of the Borough of Princeton and its vicinity, held on the 26th day of March, 1836; a memorial of the inhabitants of the Borough of Princeton and its vicinity, of the same date; the proceedings of the board of Common Council of the city of New Brunswick, held on the 19th day of October,

1833; the proceedings of a meeting of the city of Trenton in Common Council assembled, on 7th March, 1836; a memorial of the citizens of Trenton and its vicinity, dated the eighth day of August, 1836; and the legal opinions of I. H. Williamson, G. K. Drake, and Theodore Frelinghuysen, Esqs. and of S. L. Southard, Esq. relative to the propriety and legality of laying the said branch rail road from New Brunswick to a point on the Camden and Amboy rail road, at or wsst of Spotswood so as to run from New Brunswick through the city of Trenton to the Camden and Amboy rail road at Bordentown; which were communicated to your Committee at the time of the interview before mentioned, with R. F. Stockton, Esq. President of the Delaware and Raritan Canal Company, and are hereunto annexed, marked documents No. 6 to 13 inclusive.

Your Committee from the answers of the said companies further learn "that the use now made and intended to be made of the said road is the transportation of passengers and merchandize," that "it is intended to continue the said road to a suitable point or points in the city of New Brunswick and to some suitable point on the Camden and Amboy Railroad at or near Bordentown and upon the most eligible route between said places."

How the interests of the state of New Jersey now are, or may hereafter be affected by the construction and use of the said road as proposed, the minority of your Committee is not, from any thing he could learn from the companies, prepared now to say; as the answers to questions put to them on that subject were answered, by referring to the laws existing on that subject. As to the nature of the connexion of the united Delaware and Raritan Canal, and Camden and Amboy railroad and Transportation Companies, with the New Jersey railroad and Transportation Company, your Committee are informed, it will appear by reference to the report of the said last mentioned company to the legislature, now on the files of the House, to which your Committee refer; supposing it to be that part of the report of the Committee of the legislature appointed to examine into the condition, affairs, revenue and future prospects of the New Jersey railroad and Transportation Company, contained on page 7 of said report, in these words: "and the continuous line of railroad across the state which will be effected when the branch railroad from New Brunswick to the Camden and Amboy railroad authorised and required by a supplement to the charter of the latter company is completed, for the speedy accomplishment of which work so beneficial to the state and to the whole community definite ar-

rangements have been made by the respective companies interested; each being bound to carry each other's passengers in a commodious and expeditious manner; and the receipts to be divided between them in a pro rata proportion, each party however preserving its distinct and separate interests as satisfactorily appears from an examination of the contract. The united companies claiming to construct this road by virtue of the provisions of the acts before mentioned and referred to in their answers acknowledge "that the said rail road when finished will become the property of the state at their option, at the times and on the terms prescribed by the charter of the Camden and Amboy Railroad and Transportation Company," and say that "the conditions and limitations thereof the united companies intend strictly to comply with," which the minority, your committee understands to mean, as it regards the whole of said road; that is the branch to New Brunswick taken in connexion with that part of the Camden and Amboy Railroad which lies between the point west of Spotswood to which this branch road is intended to be made and Camden, being the entire route across the state, or the entire route to and from Camden and New Brunswick, respectively, and not that part of the road leading from New Brunswick to Trenton and to the Trenton Delaware Bridge.

In order that the meaning of the minority, your committee, may not be mistaken he here gives the question to the Delaware and Raritan Canal and the Camden and Amboy Railroad and Transportation Companies, No. 15, and the corresponding answer thereto.

Question. "Do you intend to pay the same transit duties on this road that you pay on the Camden and Amboy Railroad, and in paying said duty will you pay the whole duty on passengers and merchandize on that part of the road leading from and to Trenton and New Brunswick?"

Answer. "The said rail road when completed will be subject to all the conditions and limitations contained in the act incorporating the Camden and Amboy railroad and Transportation Company, which conditions and limitations the companies intends strictly to comply with."

Again to the question No. 16, "what rates and prices do the companies constructing this road, intend and consider themselves at liberty to charge for the goods and passangers transported over said road, from Trenton to New Brunswick, or for a part of said distance; and will it be more for passen-

gers than a ratable proportion of three dollars for the whole distance to and from Philadelphia and New York respectively; and two dollars and fifty cents to and from New Brunswick and Philadelphia, respectively."

Your committee received the following answer: "that the rates, and prices &c. which the united companies intend to charge, will be seen by reference to the charters of said companies, which rates and charges they intend strictly to adhere to."

From which answers, the minority, your committee is of opinion, the companies consider themselves bound, only so far as the whole road, (from Camden to New Brunswick,) is concerned or used as aforesaid, and not for any particular part or portion of said road.

The united companies further say, "that this road does not cross or go on the Delaware Bridge; but, as before stated, the Bridge company have allowed rails to be laid on their bridge and adjoining property, which rails the united companies have allowed to be connected with this road for the accommodation of the citizens of Trenton, and because the pecuniary interests of the state will be increased thereby."

In what way the pecuniary interests of New Jersey are to be increased by this part of the transaction, the minority of your Committee is wholly unable to discover. In all their communications on this matter, the united companies appear to the minority of your Committee to speak of their whole road, and not to answer explicitly as to the course they intend to pursue with particular parts of the same, and especially that part leading from the Trenton Delaware Bridge to New Brunswick.

It appears evident to the minority of your committee, that the acts under which the united companies claim a right to build this road, the conditions and limitation there spoken of, are intended to apply to the whole road, (from Amboy, or from New Brunswick, to Camden) and not to any particular part of said road; and that in the provisions therein contained, regulating the price of travel on said road, the whole road is intended, leaving to the company the liberty of charging for the different parts or portions of said road, according to their discretion. By which the minority of your committee come to the conclusion that it was not intended or contemplated by the legislature at the time, that any part of the travel or transpor-

tation on this road should pass from this road out of this state, at any point between the city of New Brunswick and the point on the Camden and Amboy road at or west of Spotswood, to which the said companies might build their said road from New Brunswick.

If the minority of your committee is right in this conclusion, then, after admitting this road is to be constructed from New Brunswick through the city of Trenton to the Camden and Amboy road at Bordentown, and a connection to be formed between some point on this road in the city of Trenton and the Philadelphia and Trenton railroad at Morrisville, by a railroad, or parts of a road, being constructed by the united companies, the Delaware Bridge company, or the Philadelphia and Trenton railroad company, so that the travel and transportation from New York across this state might pass on the road from New Brunswick to Trenton and the Delaware Bridge, and there pass out of the state; and the travel and transportation from Philadelphia, by way of the Philadelphia and Trenton railroad to Trenton, might cross the Trenton Delaware Bridge, and pass on this road to New Brunswick, and proceed across the state to New York, without touching the Camden and Amboy road at any point whatever.

A serious question may arise, whether the state, in such case, would be entitled to any transit duty on such transportation or travel? Or whether the companies would be restricted in their prices or charges therefor? And this, the minority of your committee consider a question too important to the interests of New Jersey and her citizens, to be left in doubt, or to the future construction of existing charters; and especially if a latitude of construction is to be given to these charters favorable to the companies, and they are to be bound by nothing but express and explicit provisions and prohibitions.

The united companies in their answers, deny the right of city incorporations to grant the power to locate this road, or any part thereof within their limits (other than that of the city of New Brunswick, given by the sixth section of the act passed 2d March, 1832) or their having any such grants from any corporation to locate said road within their limits; and yet the minority of your committee is satisfied that said road is now being constructed from the Trenton Delaware Bridge into a central part of the city of Trenton; and that that part so constructing from the Delaware and Raritan Canal company's basin into a central part of Trenton (according to a draft submitted to your committee, and represented to be a draft of said road

from Bordentown as far as a point on the Canal near Kingston, being document marked No. 14, and hereunto annexed) forms no part of the line of said road from New Brunswick to Bordentown, the point said to have been selected by the united companies west of Spotswood, as the place to which to construct their said road; and even admitting the right of the companies to locate said road in the manner proposed from New Brunswick through the city of Trenton to Bordentown, the minority of your committee can find no authority whatever authorising them, or any other corporation or person whomsoever, to erect this spur from the line of said last mentioned road to the Trenton Delaware Bridge, so as to unite this road with the Trenton and Philadelphia railroad; and however desirable such connection may be, or however great the accommodation it may afford, it requires at least the authority of the legislature to warrant it. In granting which, suitable provision may be made to guard the pecuniary interests of the state from any probable injury.

Such a measure while it afforded security to the interests of the state, would meet the views and satisfy the desires expressed in the corporate proceedings, primary assemblies, and memorials of the citizens of Bordentown, Trenton, Princeton, and New-Brunswick, which appear in the documents herewith presented—(No. 6 to No. 11, inclusive.)

Neither can the minority of your committee from the best consideration he has been able to give the subject, satisfy himself that the united companies have a legal right under any of the acts incorporating said companies, or the supplements thereto, to construct the said road as contemplated, from the City of New Brunswick through the City of Trenton, to the line of the Camden and Amboy railroad at Bordentown, (exclusive of the spurs to a central part of Trenton and the Delaware Bridge.)

This power is claimed under the sixth section of an act, entitled "a supplement to an act entitled an act relative to the Delaware and Raritan Canal and the Camden and Amboy railroad and Transportation Companies," passed March 2d, 1832. Had the legislature, it is believed by the minority of your committee, intended by this act to give any such power, they would doubtless have repealed those portions of the charters of said companies, and acts supplementary thereto, containing prohibitions to the making of railroads within certain specified distances; which they have not done.

In section 2d, of the act entitled "a supplement to an act

entitled an act to incorporate the Delaware and Raritan canal company," passed 3d February, 1831, it is expressly declared, "that it shall not be lawful for the Delaware and Raritan canal company, or for any other person or persons, body corporate or politic, whatsoever, to construct any railroad across the state, between the Delaware and the Raritan, within five miles of any point of the canal, authorised to be constructed by the act to which this is a supplement, until after the time limited in the 24th section of the act to which this is a supplement, (which is eight years from the passage of said act, and which time will expire on the 4th day of February, 1838,) for the completion of the said canal and feeder provided for in the act aforesaid, reserving to every person or persons, body politic or corporate, any of their just and legal rights already vested to the contrary of this prohibition; *provided*, that nothing in this act contained shall prevent the state from authorising the construction of a railroad between the Delaware river and Raritan river, after the said canal and feeder shall be completed, always giving to the said Delaware and Raritan canal company the refusal of constructing said road;" and for this exclusive privilege the said canal company were to construct the said canal of certain dimensions by said act expressed.

And as a proof that the companies themselves do not acknowledge the repeal of this law by any subsequent act of the legislature, the minority of your committee would refer to the report of the treasurer of the state, now on the files of the House, in which he says, that "the treasurer made application to the officers of the Delaware and Raritan canal company, requesting information as to what amount was due the state by way of transit duties on the business of the canal the last year, and received for answer that the works were not yet completed, and until they were, according to their construction of the law, no transit duty would be due to the state."

By the 24th section of an act entitled "an act to incorporate the Camden and Amboy railroad and Transportation company," passed February 4th, 1830, the state of New Jersey is prohibited from authorising the construction of any other railroad for the transportation of passengers across this state from New York to Philadelphia, to commence or terminate within three miles of the commencement and termination of said road authorized by this act, under the penalty of forfeiting the transit duty provided for in said charter, with a further provision "that if any railroad shall be constructed for the transportation of passengers from Philadelphia to New York, it shall be liable

to a tax not less than the amount payable to the state by this company."

By an act passed 4th February, 1831, entitled "an act relative to the Camden and Amboy Railroad and Transportation Company;" the company are to transfer to the state one thousand shares of the capital stock of said company and "to pay to the state the sum of ten cents for each passenger carried on the said railroad or roads across the state between the Delaware river and the Raritan bay." The dividends were made payable on said one thousand shares of stock until "any other railroad or roads for the transportation of passengers and property between New York and Philadelphia across this state shall be constructed and used for that purpose under or by virtue of any law of this state or the United States authorising or recognising said road, that then and in that case the said dividends shall be no longer payable to the state;" and the said stock shall be retransferred to the company by the treasurer of this state; and it was made unlawful "to construct any other railroad or roads for the transportation of passengers across this state within three miles of the road of the said Camden and Amboy railroad company until after the time limited in the 21st section of the act incorporating said company for the completion of the said road. (Viz. 4th February, 1839.)

The next in order was the act entitled "An act relative to the Delaware and Raritan Canal and the Camden and Amboy Railroad and Transportation Companies," passed 15th February, 1831, in which it was enacted that "it shall and may be lawful for the Delaware and Raritan Canal and the Camden and Amboy Railroad and Transportation Companies, by and with the consent of seven-eighths of the stockholders of said companies respectively, to consolidate the capital stocks of the said companies for the purpose of erecting and completing the said canal and feeder and the said railroads provided for by the acts incorporating said companies, and the supplements thereto, out of the joint funds of the said companies; subject always to all the provisions, limitations and conditions in the said acts and supplemental acts contained and set forth." This act contains a proviso, "that it shall not be lawful for the said companies to charge more than three dollars for the transportation of passengers from and to the cities of New York and Philadelphia."—But there is in the opinion of the minority of your committee no additional power granted other or more than to give the companies jointly what they before possessed severally; and the joint companies are subject to all the prohibitions and restraints that they were severally subject to before their union; and it is

evident to the minority of your committee that had not the legislature so understood at the time, they would have amended and repealed those parts of the several acts so laying restrictions and prohibitions as they did those parts relating to the time of the extension of the charter of the canal in section first of the first supplement to the canal charter; and that part relative to commissioners taking into view the benefits resulting from the railroad to the owner or owners of lands or materials.—[See section 8th of the act passed 4th February, 1831.]

The next act is that of the 2d March, 1832, being the one by which the companies claim the right to construct this road; in which no parts of the charters of said companies or the supplements thereto are repealed, except "the twenty-third section of the act incorporating the said Delaware and Raritan Canal company," which relates to the right of the state to subscribe for one-fourth of the stock of said work. Here then the united companies of the Delaware and Raritan Canal and the Camden and Amboy Railroad and Transportation Companies are bound by law to "construct a lateral railroad from a suitable point on said road (the Camden and Amboy) at or west of the village of Spotswood to a suitable point or points in the city of New Brunswick, to be determined upon by the said companies by and with the assent of the corporation of said city. In the construction and use of which said road the said companies shall be entitled to all the powers and privileges and subject to all the conditions and limitations contained in the act incorporating said railroad company."

These prohibitions then existing prior to the union of the companies and not having been altered, amended or repealed in the act uniting them, or any subsequent acts on that subject, induce the minority of your committee to report that, in his opinion, the act authorising the construction of a road from the New Jersey Railroad to the Camden and Amboy Railroad at or west of Spotswood does not authorise the construction of said road to Trenton. And more particularly does not authorise any road or part of road by which the travel may be conveyed out of the state without at all reaching the Camden and Amboy railroad and not passing on or over any part of that road in their travel through the state.

In conclusion, the minority of your committee is of opinion, that it is necessary there should be some action on this subject, either judicial or legislative before the said road with its connections should be suffered to be constructed; and the minority of your committee in order that the legality of the proceedings

of the united companies of the Delaware and Raritan Canal and Camden and Amboy Railroad and Transportation Companies may be tested as to their right to construct said road under their charters and the supplements thereto, submits the following resolution:

*Resolved, by the Council and General Assembly*, That the Attorney General of this state be directed to institute proceedings in the nature of a quo warranto, against the united companies of the Delaware and Raritan canal and the Camden and Amboy railroad and transportation companies, to ascertain by what right and authority they have constructed, and are continuing to construct, a railroad from the Delaware Bridge near Trenton, to the line of the Delaware and Raritan canal, and thence into the city of Trenton.

All of which is respectfully submitted by the minority of your committee.

JOHN BLANE.

Trenton, 8th March, 1837.

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[*Document No.* 1.]

TRENTON, 24th February, 1837.

DR. SIR,

The Committee appointed by a resolution of the House of Assembly, to make certain enquiries relative to a railroad constructed, or now being constructed, from the Delaware Bridge, near Trenton, to the line of the Delaware and Raritan Canal, submit the following question:

By whom is this railroad, viz. the one from the Delaware Bridge near Trenton, to the line of the Delaware and Raritan Canal, being constructed?

Your answer with as little delay as the circumstance allow will much oblige the Committee.

I am, dear sir, yours,

J. BLANE, Chairman of the Committee.

TO ASHBEL WELCH, ESQ.

[*Document No.* 2.]

LAMBERTVILLE, March 3d, 1837.

To John Blane, Esq. Chairman of the Committee of the House of Assembly of New Jersey, "appointed to make certain inquiries relative to a rail road constructed, or now being constructed from the Delaware Bridge near Trenton," &c.

SIR:

The rail road from the Delaware Bridge to Bloomsbury street, (i. e. the street which is a continuation of Main or Warren street, in the city of Trenton,) was constructed by the Philadelphia and Trenton railroad company.

The railroad from the termination of the Philadelphia and Trenton rail road company's road at Bloomsbury street, to the Canal, was constructed by the Delaware and Raritan Canal and Camden and Amboy railroad and Transportation Companies; and was intended to constitute a part of their Branch railroad from New Brunswick to the Camden and Amboy railroad at Bordentown.

I regret, that having been confined to my room in this place, for several days past by illness, and my consequent inability to go to Trenton, I did not receive your letter of the 24th ult. until the present moment.

Very respectfully, your ob't. serv't.

ASHBEL WELCH.

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[*Document No.* 3.]

TRENTON, March 1st, 1837.

DR. SIR,

The Committee appointed by a resolution of the House of Assembly, to make certain enquiries relative to a railroad constructed, or now being constructed from the Delaware bridge, near Trenton, to the line of the Delaware and Raritan Canal, in a note of twenty-fourth February last, to Ashbel Welch, Esq. submitted the following question:

By whom is this railroad, viz: the one from the Delaware

are or may hereafter be affected thereby; also whether the act authorising the construction of a road from the New Jersey railroad to the Camden and Amboy railroad, at or west of Spottswood, authorises the construction of said road to Trenton; and that the said committee have power to send for and examine persons and papers in making said enquiry; and they are hereby instructed to make report upon the above stated matters to this House with as little delay as circumstances will permit.

1. By whom is this railroad, viz: the one from the Delaware Bridge near Trenton, to the line of the Delaware and Raritan canal constructed, or being constructed?

2. By what authority have you constructed and are you continuing the further construction of said road?

3. With what intent or purpose has the said railroad been thus far constructed, and with what intent or purpose is the same continuing to be constructed?

4. What use is now made of said road, and what use is intended to be made of it when finished?

5. Is it intended to continue the said railroad to any other part or place in this state, and if so, to what place or places and upon what route do the companies intend to construct said railroad?

6. Is the stock of the New Jersey railroad or any part of it owned by the Delaware and Raritan canal and the Camden and Amboy railroad and Transportation companies, or the stock of the Delaware and Raritan canal and Camden and Amboy railroad and Transportation companies, or any part of it owned by the New Jersey rail road company, and if so what part?

7. Is it the intention of your company in constructing this road to make their road from Camden to Amboy the medium of carrying freight only by travelling slowly upon it, and by this means to compel the community to travel on this and the New Jersey railroad at a rate more expeditious?

8. Are you as a company to receive any transit duty from the New Jersey railroad company upon the freight and passengers carried on said road, and if so what duties?

9. Do you receive compensation in any other way from the New Jersey railroad company, and if so what compensation?

10. Is there any agreement between your company and the New Jersey railroad company as to the construction of a rail road from a point west of Spotswood, to New Brunswick, and if so, what is the nature of that agreement?

11. Is there any agreement between your company and the New Jersey railroad company, the latter shall delay the com-

pletion of their railroad until your company shall complete a railroad from the city of Trenton to New Brunswick, or from any other place to that city?

12. Is there any agreement between your company and the New Jersey rail road company as to the time when a railroad shall be constructed from Bordentown, or from any other point on the Camden and Amboy railroad west of Spotswood to the city of New Brunswick, and if so what is that agreement, and within what time is the said railroad to be constructed by said agreement?

13. Do you own the majority of the stock of the Trenton and New Brunswick turnpike road, and if so, when did you procure the majority of said stock?

14. Do you intend or understand that this railroad, when finished, is at any future time to become the property of the state, and if so, when, and on what terms?

15. Do you intend to pay the same transit duties on this road that you pay on the Camden and Amboy railroad, and in paying said duty, will you pay the whole duty on passengers and merchandize on that part of the road leading from and to Trenton and New Brunswick?

16. What rates and prices do the companies constructing this road, intend and consider themselves at liberty to charge for the goods and passengers transported over said road, from Trenton to New Brunswick, or for a part of said distance; and will it be more for passengers than a ratable proportion of three dollars for the whole distance to and from Philadelphia and New York respectively, and two dollars fifty cents to and from New Brunswick and Philadelphia, respectively?

17. May not this road or a part of it, by uniting with others, or by uniting with such bridge, as may unite it with others, other than the Camden and Amboy and New Jersey railroads be used in competition with the Camden and Amboy railroad, and may not the completion of it bring about a forfeiture of the shares of stock belonging to the state, in case the company shall so determine? By the provisions of section 6, of an act entitled "An act relative to the Camden and Amboy railroad and transportation companies," passed 4th February, 1831.

18. Is it intended to carry or make any part of this road within the limits prescribed by section seventh of the above recited act; and if so, what effect will its use have on the interests of the state?

19. How do you reconcile the making of this road with the prohibition of section second of an act passed 3d February, 1831, entitled "A supplement to an act entitled an act to incorporate the Delaware and Raritan canal company," passed 4th February, 1830?

20. Do you recognize the right of our transportation to grant the power to locate this road, or any part thereof, within their limits, other than that of the city of New Brunswick, (agreeably to section 6 of a supplement to your charter, passed 6th March, 1837) and if so, have you taken or accepted any such grant, and from whom and what is the nature and conditions of that grant?

21. Do you, in the construction of this road, form a connection with the Philadelphia and Trenton railroad, by passing over the Delaware bridge, near Trenton; and if so, by what authority do you consider yourselves authorized so to do?

22. Do you own the stock of that Bridge, or a majority of it?

JOHN BLANE, } Committee
J. R. RIGGS, } of
P. E. HUNT, } Assembly.

Trenton, 30 March, 1837.

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(*Document No. 5.*)

The Answer of the President and Directors of the Delaware and Raritan Canal and the Camden and Amboy Rail Road and Transportation Companies, to the foregoing questions:

1. Their answer to the first question is—that portion of the railroad lying on the Delaware Bridge company's property, has been constructed by the Philadelphia and Trenton railroad company; and the other portion of said railroad has been constructed, and "is being constructed," by the Delaware and Raritan Canal and the Camden and Amboy Rail Road and Transportation companies.

2. Their answer to the second question is—that portion of the road lying on the Delaware Bridge company's property, has been constructed by the authority of the said Bridge company; and the other portion of the said railroad has been constructed, and "is being constructed," by the authority of the united companies, under and in compliance with an act of the legislature of this state, entitled "A supplement to an act entitled an act relative to the Delaware and Raritan Canal and the Camden and Amboy Railroad and Transportation companies," passed March 24, 1832.

18. Their answer to the eighteenth question is,—that this road being a part of the Camden and Amboy Railroad cannot conflict with the law referred to in said question, and must be beneficial to the interests of the state.

19. Their answer to the nineteenth question is,—that this road is constructed and "being constructed," by virtue of a law passed the 2d March, 1832.

20. Their answer to the twentieth question is—no.

21. Their answer to the twenty-first question is,—this road does not cross or go on the Delaware bridge, but as before stated, the bridge company have allowed rails to be laid on their bridge and adjacent property, which rails the united companies have allowed to be connected with this road for the accommodation of the citizens of Trenton, and because the pecuniary interests of the state will be increased thereby.

22. Their answer to the twenty-second question is—no.

Having answered all the questions proposed and having thus evinced my respect for the committee and my desire to give every information to the legislature, it is now, in my humble judgment, my indispensable duty respectfully to protest against several of the said questions, as calculated to disclose the private affairs of the united companies, not called for by the legislature. It must be remembered that I am acting as the representative of the interests of others, and wishing not to be considered unmindful of what is due to them and to myself as citizens of this free government, I will take the liberty to say, that a rigid construction of the abstract rights of my fellow citizens, might well have constrained me to resist any attempt to extend the limits of the power given to the committee, and to refuse answering any question not clearly within the resolution of the legislature; and because such answer may be considered as a voluntary disclosure on my part of the affairs of the united companies, and for which I may justly be held responsible.

R. F. STOCKTON, Prest. D. & R. C. Comp.

Trenton, March 4th, 1837.

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[*Document No.* 6.]

Bordentown, March 14, 1836.

To the President, Directors, &c. of the Delaware and Raritan

Canal and Camden and Amboy Railroad and Transportation Companies.

GENTLEMEN:

You will herewith receive a copy of the proceedings of a large meeting held at this place on Saturday evening last.

The undersigned, a committee appointed to communicate the proceedings of it to you, beg leave to request that you will allow the sentiments of the inhabitants of the Borough and its vicinity, as expressed, to have some weight in your deliberations for the location of your lateral road.

We are, gentlemen, with great respect, your ob't. serv'ts.

J. L. McKNIGHT, and others.

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At a public meeting of the citizens of the Borough of Bordentown and its vicinity, held at the house of Elias Thompson, on the 12th day of March, 1836, to take into consideration the propriety of the Camden and Amboy railroad and transportation company constructing their lateral road from or west of the village of Spottswood to the city of New Brunswick, Wm. W. Norcross being appointed president, and Daniel D. Southard and Richard Thorn, secretaries, it was

Resolved, That whereas, it appears by a supplement to an act entitled an act relative to the Delaware and Raritan Canal and the Camden and Amboy railroad and transportation companies, passed the 2d March, 1832, that it is in the 6th section of said act enacted that the said companies shall construct a lateral railroad from a suitable point on said road at or west of the village of Spotswood, to a suitable point or points in the city of New Brunswick; and whereas the citizens of the Borough of Bordentown and its vicinity, believing that if said lateral road was constructed from the city of New Brunswick *through the city of Trenton*, to some point in the Borough of Bordentown, the public would be more amply accommodated than they could by any other location of said road—Therefore,

Resolved, That Wm. W. Norcross, John L. McKnight, Lewis Pancoast, Peter Shreeve and Richard Thorn, be, and they are hereby appointed a committee on the part of the citizens of Bordentown and its vicinity, to address the said companies, and request them to make their lateral road from the

2d. Resolved, that a memorial be presented to the Camden and Amboy railroad and Transportation company, requesting them so to construct the lateral road authorised by the supplement to their charter as to meet the object expressed in the foregoing resolution.

The committee also reported the following memorial which was unanimously adopted.

To the President and Directors of the Camden and Amboy railroad and Transportation company.

The memorial of the inhabitants of the borough of Princeton and its vicinity, respectfully represents, that in their opinion, a railroad from New Brunswick to Trenton, through or near Princeton will contribute much to the convenience and improvement of the borough of Princeton, and to the benefit of the state at large; and we do hereby request the company so to construct the lateral road authorised by the supplement to the act relative to the Delaware and Raritan canal, and Camden and Amboy railroad and transportation company, passed March 2d, 1832, as to meet that object. Dated March 26th, 1836.

On motion, resolved, that the chairman and secretary, together with Messrs. John A. Perrine, C. M. Campbell and John Simpson, be a committee to present the memorial to the citizens of the borough, and vicinity, for their signatures.

Resolved, that it be the duty of the chairman and secretary to transmit the memorial with a copy of the proceedings of this meeting to the President and Directors of the Camden and Amboy railroad and Transportation company.

Resolved, that the proceedings of this meeting be duly attested and published.

J. J. DUNN, Chairman.

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[*Document No.* 8.]

To the President and Directors of the Camden and Amboy railroad and Transportation Company.

The memorial of the inhabitants of the Borough of Princeton and its vicinity, respectfully represents, that in their opinion a railroad from New Brunswick to Trenton, through or near Princeton, will contribute much to the convenience and improvement of the Borough of Princeton, and to the benefit of the state at large; and we do hereby request the company so

to construct the lateral road authorised by the supplement to the act relative to the Delaware and Raritan Canal and Camden and Amboy rail road and transportation companies, passed March 2d, 1832, as to meet that object.

Dated, March 26, 1836.

Tho. White, Robt. E. Horner, James Olden, Emley Olden, Saml. Miller, Wm. R. Murphy, John Walters, John Skillman, Louis P. Smith, W. C. Alexander, Henry Clow, G. Burroughs, E. C. Wines, P. Bogart, John A. Perrine, Jno. Simpson, A. A. Woodhull, C. M. Campbell, John Davison, J. Bogart, Charles Steadman, John Scudder, David Hullfish, John Murphy, Rh. Sansbury, A. H. Voorhees, J. Skillman, A. M. Burke, Wm. Joline, Moses Hunter, John Dye, Charles Whipple, Thomas Young, Frederick T. Young, Charles P. Strong, Wm. C. Rowland, William Hunt, J. Nelson, William Hulfish, Aaron F. Allen, Saml. D. Bergen, Alfred Bergen, A. S. Leigh, Gerardus Skillman, James Brown, Charles Hendrickson, John Whittuk, Wm. Downie, Wm. L. Rogers, Aaron Anderson, Peter W. Appleton, J. V. Talmage, John T. Craig, Isaac Van Dyke, E. E. Hare, J. V. D. Joline, Jno. VanDorn, R. Voorhees, Geo. T. Olmsted, Josiah Cary, Michael W. Hendrickson, William Gulick, Abm. Cruser, Robert Bayles, John Gulick, John S. Vandyke, S. W. Stockton, Richard Warren, William Cruser, Richard S. Field, Theo. Manning, David N. Bogart, John Porter, Jas. W. Tood, Artemus Wood, Isaac Gulick, Joakim Gulick, P. Hollis, E. Blackwell, Andw. R. Johnson, Thomas Blackwood; John R. Davison, Elias Conover, Charles Skillman, Peter Skillman, James Nutt, Robt. Pane, George Green, John L. Thompson, Hugh Sunderland, Stephen S. Anderson, William Whitlock, Noah Green, R. C. Morford, John Pattison, Arch. Alexander, Jr. James W. Alexander, Jos. Henry, J. V. D. Bergen, Randolph Dye, J. Hamilton White, James Powel, Theodore Hunt, J. Van Deventer, John A. Hudnut, John Lowrey, Albert B. Dod, J. D. Miller, J. J. Dunn.

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[*Document No.* 9.]

New Brunswick, 6th October, 1835.

R. F. Stockton, Esq.

Dr. Sir,

By direction of the Common Council of this city, I enclose

you, as the organ through whom the resolutions of the Camden and Amboy railroad company and Delaware and Raritan Canal company, were lately transmitted to me to be laid before the Common Council their resolutions upon the subject referred to—and have the honor to be very respectfully, your ob't. serv't.

C. L. HARDENBERGH.

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New Brunswick, October 2, 1835.

At a meeting of the Board of Common Council of this city, held on the 19th October, 1833, the following preamble and resolutions were adopted, viz:

"Whereas, the board of directors of the New Jersey railroad and transportation company, at a meeting held at the Bell Tavern, in the city of New Brunswick, on Saturday the 5th day of October, 1833, adopted the following resolutions:

"*Resolved*, That by and with the consent of the corporation of the city of New Brunswick, the point from which the line of the road of the New Jersey railroad and transportation company, shall be located within the said city of New Brunswick, by the route designated by law to Jersey City, shall be on the west line of the Trenton and New Brunswick turnpike, one hundred feet north from the point where the corporation limits of the said city cross said turnpike—Therefore

"*Resolved*. That the mayor, recorder, aldermen, and common council, of the city of New Brunswick, in common council assembled, hereby approve the point therein designated, as the point from which the line of the road of the New Jersey railroad and transportation company shall be located, and hereby agree to the above cited resolution."

I hereby certify, that the above are true copies of resolutions adopted by the Board of Common Council of the city of New Brunswick, on the 19th October, A. D. 1833.

PETER CONOVER, *Clerk*.

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New Brunswick, Sept. 29, 1835.

The Board of Common Council, at a meeting held this evening, adopted the following resolution, viz:

"*Resolved*, That the clerk of Common Council prepare a certified copy of the proceedings and agreement with the Committee of the Board of Directors of the New Jersey Railroad and Transportation company, as to the terminating point of said railroad within the bounds of this city, and that the same be transmitted by the mayor to the committee requesting the information."

A true copy—

PETER CONOVER, *Clerk*.

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[*Document No.* 10.]

*Special Meeting of Council*,
March 7, 1836.

"Whereas, it appeared by a supplement to an act entitled "an act relative to the Delaware and Raritan canal, and the Camden and Amboy railroad and transportation companies," passed the second day of March, 1832.

That it is the duty of the said companies to construct a lateral railroad from a suitable point on said road, at or west of the village of Spotswood, to a suitable point or points in the city of New Brunswick; and whereas, the citizens of Trenton in common council assembled, are solicited that said lateral railroad should pass through the city of Trenton—Therefore,

Resolved, That Zac. Rossell, Doctor John McKelway and Stacy A. Paxson, Esqs. be, and they are hereby appointed a committee on the part of the common council of the city of Trenton, to address the said companies, and request them to make their lateral road through this city, subject to the ordinances to be hereafter passed, concerning railroads.

A true copy.

JNO. R. TUCKER, Clerk.

*Trenton, Jan. 23d*, 1837.

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As the Delaware and Raritan Canal and Camden and Amboy Railroad and Transportation Companies, propose to lay

and construct, under the provisions of their charter and the supplement thereto, a lateral railroad from New Brunswick through Trenton and Bloomsbury, to their railroad at Bordentown; and as it is desirable and important, before they select their route through Trenton and Bloomsbury, that they should be informed and understand the obstacles which may be interposed, and the objections which may be made, to their laying the said road through and across the several streets, avenues and roads, in Trenton and Bloomsbury, in order that they may select the route which will be most acceptable to the inhabitants, and most economical and useful to themselves and the public.

Therefore, we the subscribers, hereto, do hereby express our wish, that the said road may be made without delay, and our willingness and consent that it may be laid and constructed upon and across the several streets, avenues and roads, on which we respectively reside and own and possess property—reserving ourselves the right to contract with the said company, for such property belonging to us, respectively, as they may take for said road; but making no claim on account of inconvenience or damage resulting from its being laid and constructed upon or across said streets, avenues and roads.

Trenton, August 8th, 1836.

Saml. S. Stryker & Co. Anthony P. Morris, James Hoy Jr. James Hoy, Isaac D. James, Wm. Briggs, David James, John Sunderland Jr. Wm. Phillips, Samuel Houghtaling, Benjamin Harber, C. H. Vanderveer, W. R. McKean, Wm. E. Hunt, John Whittaker, D. H. Combs, William Grant Jr. X. Y. Maynard, John A. Hutchinson, Charles Parker, J. H. Mershon, Thos. Gordon, John McKelway, Welling Napton, Isaac Blackford, John McMakin, Samuel H. Burroughs, Charles Gordon, Thomas S. Young, Richard Cook, Joseph Hill, Wm. Potts, C. Blackfan, John Phares, John Vanderipe, Charles Howell, James Phares, David Brister, Isaac Brister, James S. Phares, Charles Collins, Patrick Larkin, Francis Miller, Lewis Parker, William Grant, Charles G. Green, T. Cadwalader Jr. Joseph C. Potts, Chas. Burroughs, John Titus, John Mershon, Westley P. Hunt, Jos. Cunningham, Wm. Snowden, Wm. C. Shreve, Ogden D. Wilkinson, Jasper S. Scudder, Peter Bloomsburg, Daniel Baker, Joseph Potts, Jos. Edwin Potts, Charles Howell, Benj. F. Vancleve, Asher Swem, John Morris, John W. Primmer, Joshua English, Thomas J. Fletcher, Edw. Yard, H. Canfield, P. Forman, Joseph Justice, Daniel Wise, Charles Cain, Robert Montgomery, M. Allen, John Rickey, Newhull Nutt, Jno. B. Anderson, Jos. McPherson, Benjamin Tunison, N. F. Green, Stacy G. Potts, James Ewing, Nathaniel Burrows Jr. Jno.

Voorhees, Richard L. Winner, Wm. P. Sherman, Benj. Chapman, Geo. Miller, Samuel King, Geo. W. Hughes, Geo. Simmons, Asher Temple, Jos. G. Brealy, John G. Brealy. John Dougherty, Joseph McCarriar. Henry Boureau, Joseph Witherup, Amos Hartley, A. Woodruff, T. Sterling I. Clarke Jr. Henry C. Boswell, James Lawrie, John Gibbs, Samuel Cowell, Joab Cook, William Adams, L. R. Titus, Urias V. Pierson, S. B. Rose, John C. Haines, Jno. R. Dill, J. R. Smith, David Milledge, A. D. Green, Saml. Kallam, Peter Vansear, G. S. Hutchinson, C. C. Yard, Samuel Braley, James Whitaker, Benjamin Bamford, Edmond Dollas, Wm. H. Potts, Samuel Roberts, John McCulley, William Vanhart, S. I. Emley, Wm. S. Hutchinson, F. R. Lafaucherie, Wm. Robertson, Thos. A. Dugdale, William B. Howell, Wm. Napton, G. W. Vanhart, Abm. R. Harris, Joseph Decou, jr. Wm. A. Benjamin, John Dobbins, John Justice, Stacy A. Paxson, Jno. R. Tucker, John Wilson, Samuel Simons, Saml. McClurg. Joseph Marshall, Samuel R. Hamilton, Jonathan Furman, Wm. Hancock, Reuben Bechtel, Eliphalet W. Scott, Robert Crosley, John Laning, John Milledge, J. M. Butler, Joseph Moore, B. Dugdale, Nathl. Bunn, Saml. Evans, Henry B. Howel, Charles Rice, Benj. Hayden, Wm. Boswell, Charles Rice Jr. David Johnston, John S. McCully, George W. Howell, Westley Morris, Thomas Cain, Charles B. Howell, Saml. K. Leedom, Howell McCully, Thos. Macpherson, Ralph H. Shreve, Richard Jaques, Henry Wood, James Currey, Andrew Allison, Geo. D. Abraham, W. Currey, A. M. McNeely, Henry Paxson, John Vandegrift, Edward Dolton, James B. Coleman, B. S. Disbrow, Joseph McCully, Samuel Brearly, William Cain, Theodore Smith, John Wylie, Robert McNeely, N. Bashford, James G. Cook, Lawrence Fagioli, Gershom Mott, Samuel Lenox. Barth. Van Camp, Thomas Bonsall, George Fox, Orrin Bailey, Charles Higbee, Ty. Abbott Jr. Stacy Kirkbridge, Phil. Dickinson, Willet Dunn, George S. Potts, Oliver Creed, Joshua S. Anderson, Daniel Fenton, Jos. C. Welling, John Drummond, Anderson Lalor.

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[*Document No.* 12.]

OPINIONS OF I. H. WILLIAMSON, GEORGE K. DRAKE, AND THEO. PRELINGHUYSEN, Esquires.

By the sixth section of the supplement to the act relative to the Delaware and Raritan canal and the Camden and

Amboy railroad and Transportation companies, it is enacted "that it shall be the duty of the said companies to construct a lateral railroad from a suitable point on said road at or west of Spotswood, to a suitable point or points in the city of New Brunswick, to be determined upon by the said companies by and with the assent of the corporation of said city, in the construction and use of which said road the said companies shall be entitled to all the powers and privileges and subject to all the conditions and limitations contained in the act incorporating such railroad company, and which said lateral road shall be completed as soon as any railroad shall be made from the said city of New Brunswick to the Hudson river; *Provided always*, that the said companies shall not charge more than two dollars and fifty cents, for each and every passenger carried thereon, from and to the cities of New Brunswick and Philadelphia."

Our opinion is requested on this section, whether such lateral road may lawfully be laid from the city of New Brunswick, through the city of Trenton to Bordentown, to the present railroad. We are of opinion, that the said road may lawfully be laid in the way just designated. The companies are directed to select *some suitable point* on the present rail road, *at the village of Spotswood or west of it.* The only restraint upon them in terms respects the village of Spotswood. They cannot locate the lateral road *east* of that place, but they may go to *the west of it*, and commence at such point as in the exercise of their sound discretion shall be deemed a suitable point. The proposed lateral road through Trenton to Bordentown appears to us to be clearly within the provisions of the act. It is at a point west of Spotswood and to the present railroad; and it is also at a suitable point. It deserves consideration here that canals and railroads are emphatically public improvements. The great object contemplated by the legislature is to facilitate the intercourse of our citizens and the transportation of goods and merchandize. The state may take these improvements under its immediate charge, or delegate to others the authority to construct them, and may offer such compensation by way of tolls as will induce and reward the employment of private capital; when therefore a company shall be entrusted with the construction of a railroad, and directed to locate its commencement and termination at some suitable points, such company is not only authorised but bound as well by the force of the terms, as by the nature of the subject especially to regard the public convience.

These roads were intended to facilitate the intercourse between New-York and Philedelphia, and to promote the use and means of travel for the citizens of New-Jersey. The lateral

road from New Brunswick through Trenton to Bordentown most favourably meets these useful objects. There is nothing in the act which requires that the road should be laid in the shortest distance. And it is equally clear that Spotswood was not introduced because that point or one near to it was to be the place that the companies should select. But inasmuch as the said companies might be led by their interests to connect the lateral road with their present road at some point farther east than Spotswood, this village was inserted in the act as a restraint upon them so that they could not locate the road to the eastward, but might go as far to the west of it as a fair and sound discretion would justify.

The proposed route is in the course of communication between New-York and Philadelphia, and connects most conveniently for the public the capitol of this state, with all the principal towns between it and the Hudson River. A location of this lateral branch at Spotswood or Hightstown, would probably for many years deprive the public of a railroad between Trenton and New Brunswick. In every view of the subject the reasons are strong and urgent in favor of the contemplated road.

We can perceive no foundation for the fear, that such lateral road would impair the rights of the state to the transit duties to be paid by the said companies. In the use and construction of this branch, the companies are by explicit terms, subjected to all the conditions and limitations contained in the original act of incorporation. And consequently, the proposed road will be embraced by the provisions of such original act, as explained by a supplement thereto, and brought directly within the scope and influence of all enactments respecting the right of the state to transit duties for passengers and transportation.

May 19, 1836.

I. H. WILLIAMSON,
GEORGE K. DRAKE,
THEO. FRELINGHUYSEN.

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[*Document No.* 13.]

## SAMUEL L. SOUTHARD'S OPINION.

The Delaware and Raritan Canal and Camden and Amboy Railroad and Transportotion Company have asked my opinion on the following question; "Have the company a legal right

under their original charters and the supplements thereto to make a lateral railroad which shall commence at the main line of their present road in or near Bordentown and running by or through Trenton, terminate in the city of New Brunswick."

This question does not refer to the conflicting rights of other incorporated companies, or of individuals, if any such there be, but altogether to the power and discretion which have been conferred upon this joint company, to lay out and construct a lateral railroad on the proposed route; and it must be decided by the objects, and the language of the several acts of the legislature which created and now regulate and control the company.

The two companies were originally incorporated on the same day—the 4th February, 1830. The leading object of the legislature in their separate incorporation was, to create important public improvements, of distinct character; a canal and a railroad, to facilitate and expedite the communication across the state, between the cities of New York and Philadelphia; and without specific reference to the interests or convenience of any particular towns or sections of the country. A large discretion as to the commencement, termination and route of the two works, was necessarily left to the companies which were to make them; but the objects which they were to effect were clearly defined. The general character of both the acts is, in this respect the same; and in putting a construction upon any provision which they or the supplements contain, we are not at liberty to overlook these defined objects.

The legislature had, doubtless, another object in view, to augment the pecuniary resources of the state, by a tax upon the passengers and merchandize transported by means of these works.

In answering the proposed question, it is important to examine parts of both these charters, but especially that of the railroad.

The railroad was to be "laid out and constructed with all necessary appendages, from the Delaware river at some point or points between Cooper's creek and Newton creek, in the county of Gloucester, to a suitable point or points to be determined on by them, upon the Raritan bay," &c: and the company were directed "to provide suitable steam and other vessels, at either

extremity, for the transportation of passengers and produce, from city to city, so that no delay should occur for want thereof." The communication was, therefore intended to be *direct, convenient,* and *rapid.* But as the route which might be selected, might not pass through Bordentown, and as it was desirable for the pulic convenience and interests, that the communication should connect with the river Delaware at that point, the company was further authorised "to construct a lateral road from the main line of said road, from the nearest practicable point of said main road to Bordentown, and within three miles of Crosswick's creek, and as nearly as may be, at right angles with the main road, to a suitable point or points on the river Delaware, in the borough of Bordentown;" but this lateral road was not to be constructed until the main line of said road was completed.

This lateral road was the only one provided for in the original incorporation, and it was intended to promote the great object before mentioned, a convenient and and expeditious communication across the state, between the two cities.

In laying out and constructing the road, it was found expedient to run the main line through Bordentown, and the lateral road thereby became unnecessary. This fact was known to the legislature at the time of its subsequent action on this subject.

To secure the completion of this great work, and provide a protection to the interests of those who should adventure their property upon what was then considered a hazardous experiment, the legislature thought it expedient, to provide in the twenty-fifth section, that if the state should authorise, and there should be constructed and used "any other railroad for the transportation of passengers across the state from New York to Philadelphia, which should commence and terminate within three miles of the commencement and termination of the said roads, the state should forfeit the ten cents for each passenger, and the fifteen cents per ton for merchandise, which had been directed to be paid into the treasury, and if any other railroad should be constructed for the transportation of passengers from Philadelphia to New York, it (that is such road) should be liable to the same tax as this road.

By these provisions a restriction as to the creation of other roads commencing and terminating near to this was voluntarily laid upon the state, and if any other, which did not commence and terminate near this was created, the same burden of taxation was to be imposed on it, as upon the present road. But the restriction left the state at liberty to authorise the creation of a

railroad across the state. between the cities, at a distance from the Camden and Amboy road; for instance through the cities of Newark. New Brunswick, and Trenton. And if any persons desirous to venture the expenditure of their money upon a railroad in that direction, had then applied therefor, a charter might have been properly granted for that object.

No such application was made before February 3, 1831, when the other company, the Delaware and Raritan canal, seeking security for their enterprise applied for, and the legislature granted an extension of their charter from thirty to fifty years, and prohibited the construction of any railroad across the state, between the Delaware and Raritan rivers. within five miles of any point of the canal until after the expiration of the time for completing the canal, which has eight years, or until February 1839. after which time such road might be authorised, reserving to the canal company the " the refusal of constructing it."

The consideration which appears upon the face of the act to have moved the legislature to this extension of the charter, and to this limited restriction upon making a railroad across the state in that direction was a great enlargement of the canal itself, whereby the company was required to expend a much greater amount of money in its completion, and the canal would be rendered competent to accommodate the coasting trade of the country. The enlargement was, from fifty feet wide and five feet deep, to seventy-five feet wide and seven feet deep, with locks of one hundred feet long and twenty-four wide, thus rendering the canal for its length one of the largest in the world.

On the next day, the fourth of February, 1831, an act relative to the other company, the railroad, was passed which contains the important restriction on the legislation of the state, that no railroad should be constructed within three miles of that road until the expiration of the charter of that company, thus extending the restriction from 1838 to 1868.

Several considerations for this act appear upon its face.

1. The transfer to the state of one thousand shares of the stock, equal to $100,000. 2. Ten cents for each passenger from Bordentown to Amboy, the same which was previously to be paid for a passenger from Camden to Amboy. 3. The appointment of a director by the state. 4. That the state should take the road, at the expiration of the charter, upon an appraisement, not of the value of the stock, but of the value of

the road, and which should not exceed the actual cost and expenses of its completion; and the law provides that if any other road be made across the state, between the two cities, the stock given to the state should be transferred to the company and no dividends made to the state.

Thus stood the contract between the state and these companies until fourth of February, 1831, and by comparing the acts above referred to it will be perceived that the state was laid under the following restrictions:

1. That no railroad could be created which should commence and terminate within three miles of the commencement and termination of the Camden and Amboy railroad until after the year 1868. 2. That no railroad could be made within five miles of any point of the Delaware and Raritan canal until after the fourth of February, 1838. 3. That after 1838, if the legislature should authorise a road within five miles of the canal, they must give to the canal company "the refusal of constructing it." 4. That if such road or any railroad across the state between the two cities was authorised and constructed the state must surrender the stock amounting to $100,000 and forfeit its claim to dividends.

In this condition of the legislation of the state, it is apparent that no railroad communication could be made through Newark, Trenton and N. Brunswick, the three cities, which lie upon the old route between N. York & Phila. nor could any such communication be afforded to them, or any of them, or the country adjoining to them, without serious sacrifice to the treasury of the state. The five miles on either side of all points of the canal, and three miles on each side of the commencement and termination of the railroad, embrace the only routes over which such a communication could pass.

On the policy and propriety, of those restrictions it is not necessary for counsel to comment, in forming an opinion on the proper construction of the laws. It is to be admitted, that they were founded upon reasons satisfactory to those, whose duty required that they should pass upon them; and which may form a full and perfect justification of their actions. The answer to the question propounded only calls for the legal effect and operation of the laws; and these were, a prohibition of a railroad through or from the points mentioned, which should create an expeditious communication between the two cities so as to interfere with the construction & the value of the two works which it was the manifest intention of the legislature to create

and protect. If such road had been authorised, it might have defeated the execution of these works; and against such defeat, it was the clear purpose of these laws to guard.

After the passage of the acts before referred to, viz. on the fifteenth February, 1831, a law was passed to consolidate or unite the two companies. The terms and conditions of the union are stated in the law. Two of them were that not more than three dollars should be charged for the transportation of passengers from city to city, and that a failure to complete either or both of the works within the time which had been prescribed should be a forfeiture of both to the state. This provision was intended to ensure the execution of both works and to prevent that rivalry and conflict which would have been injurious to, perhaps destructive of both. The anxiety of the legislature to have both of these works of internal improvement made, is apparent; and at that time they manifestly concurred in the popular opinion that more than these could not be profitably sustained by the transportation in and across the state.—The construction of their laws must be governed by the views which then prevailed, not by facts and opinions of a more recent date.

Upon the union of the two companies, the joint-company was invested with all the rights and privileges and subject to all the duties and obligations which previously belonged to both.—They were authorised and required to make the canal and one railroad across the state; but not any lateral road which should connect with it, either New Brunswick or Trenton, or any other town or district of country other than those upon their main line. This state of things was then considered expedient in order to secure the completion of the canal and railroad, the sole object of the legislation thus far. But the rapid and unanticipated progress of internal improvements, with other causes, speedily produced a desire to change it—and to extend to other routes and other portions of the country the benefits which experience had begun to develope. The only course to accomplish this, so far as the old route of travel and the towns upon it were concerned, which could legally be adopted without the violation of charters which had been cheerfully granted, and without a sacrifice of the interests of the state above mentioned, was to authorise and require a railroad to be made through those towns and upon that route, and to give to the canal company "the refusal of constructing it." This was not the remedy adopted by the legislature. It could not have been applied until 1838, and then the work would have formed a part of their joint property, if the companies chose to construct it—and would have given to them two entire routes across the

state. The legislature thought it better to create another company and give to them the right to make a road from New York to the Raritan, where it would necessarily cross or join the canal; and from thence to require the joint companies to make a continuation which should complete the line between the two cities. This will be apparent in the further history of the legislation on this subject.

On the 2d March, 1832, a supplement was passed to the law which united the two companies. It enacts that during the existence of the railroad charter, that is until 1868, "it shall not be lawful without the consent of the joint company, to construct any railroad in the state" which shall be *intended* or *used* for the transportation of passengers or merchandise between the cities of New York and Philadelphia, or to compete in business with said railroad"—and in consideration for this enlarged restriction on the power of the state to create railroads, it accepts the transfer to the state of $100,000 of the stock, without payment therefor, and security for the annual payment to the treasury of $30,000 dividend or profit on the stock held by the state. It prohibits any railroad across the state which is intended or used to compete with the Camden and Amboy road in business—and thus continues the original purpose of completing and protecting this road until the time when the state had the power to purchase and take it to itself.

If this law had stopped here, and no provision been made or power reserved for a railroad through or near Newark and New Brunswick, it might have been regarded as incautious and perhaps oppressive legislation; inasmuch as it would have denied to those cities and the adjoining country the benefit of such a communication with Philadelphia, the value of which experience had then begun to prove. But the legislature appears not to have overlooked this circumstance, but while it protected the original, hazardous and most important enterprise, to have designed and provided for such a communication in every act passed after the original creation of the two companies in 1830. The legislation on this point is consistent and exhibits two leading objects—1, to give protection to the companies by preventing a rival work from falling into other hands; and 2, to secure a railroad route between the cities of New York and Philadelphia, through or near to Newark and New Brunswick.

Thus by the first supplement to the canal charter, dated 3 Feb. 1831, it is declared unlawful "to construct any railroad across the state between the Delaware and Raritan rivers, within five miles of any point of the canal," until after the time

limited for the completion of the canal, reserving rights already vested—but it adds, that after that time, the legislature may authorise such a road between those rivers, always giving to the canal company "the refusal of constructing it."

So also on the next day, February 4, 1831, in the seventh section of the act relative to the Camden and Amboy railroad, another road within three miles of the commencement and termination of it, is prohibited until after the time for the expiration of the charter, but it is added, "that nothing therein contained shall be deemed and considered as excluding the construction of a railroad from the Hudson to the river Raritan" &c. manifestly looking to, and reserving the right of constructing such a road which should not interfere with and injure the Camden and Amboy road.

And again in the supplement to the act of union, passed March 2, 1832, section 2, in the absolute prohibition of any road to compete with the Camden and Amboy road, it is provided, "that nothing in that act contained, shall be so construed, as to prevent the construction of a railroad from the city of New Brunswick to the Hudson river, &c. &c." Now the reservations in each of these three acts look to a road which is part of a direct route—an old and accustomed route between the cities of New York and Philadelphia—and it cannot well be doubted, that the legislature at all times, intended to provide for that route; but to do it, with the aid of the two companies, or at least by their assent, and in conformity with their interests and chartered rights—to give to that portion of the state, the facilities which they might require, but so to arrange it, as to protect the first adventurers, and secure the works in which the state held property, and also a right of purchase.

Upon comparing the several laws, no other construction can be put upon them, consistently with the forecast of the legislature—the language it has used—and its unquestioned regard for its own fidelity to its contracts, and to the equal claims of the different parts of the state immediately and directly interested in these important public works. It restricted itself temporarily in authorising a road between the Delaware and Raritan. It left itself unrestricted as to a road from the Raritan to the Hudson, a part of the route between the two great cities. It gave to the canal company "the refusal of constructing" the road between the Delaware and Raritan. It prohibited any road to compete with the Camden and Amboy road, without the consent of the companies, yet at the same moment, reserved the right to make a road on part of the great route; and which

would be comparatively less valuable than if it were united with the rest of the route, which could only be made by others, or by the state, with their consent. These provisions of the laws must be regarded as a declaration of the intention to make a railroad communication from the Hudson to Philadelphia, when the public interests should require it, and it could be accomplished in a mode which should conform with the privileges previously granted. The manner in which this was to be done, will appear by another section of the last act of March 2, 1832. The sixth section of this act was clearly intended to create a continuous line from New York through New Brunswick to Philadelphia. At the time of its passage, the legislature had before them a bill, which in five days thereafter, viz: on March 7, 1832, became a law, entitled, "An act to incorporate the New Jersey railroad and transportation company," and which authorises a railroad from some point in New Brunswick, through Rahway, Woodbridge, Elizabethtown and Newark, to the Hudson —and which thus exercised the reserved power to make such a communination, and left only the link which should connect it with the Camden and Amboy road, wanting, to complete the whole line. This was added by the section referred to. It is in these words:

"It shall be the duty of the said company to construct a lateral railroad from a suitable point on said road at or west of the village of Spotswood to a suitable point or points in the city of New Brunswick, to be determined upon by the said companies by and with the assent of the corporation of said city; in the construction and use of which said road, the said companies shall be entitled to all the powers and privileges and subject to all the conditions and limitations contained in the act incorporating said railroad company, and which said lateral road shall be completed as soon as any railroad be made from the said city of New Brunswick to the Hudson river: provided always, that the said companies shall not charge more than two dollars and fifty cents for each and every passenger carried thereon, from and to the cities of New Brunswick and Philadelphia."

It is under these words that the question for decision principally arises, and in conformity with which it must be made.— In putting a construction upon them we must keep in view the intention of the legislature as it has been explained from the previous acts passed by them. The words of this section justify the following conclusions.

1. The joint company must make a lateral road. "It shall be the duty of the said companies to construct, &c." This du-

ty is imposed in plain, explicit, and imperative terms. The company has no alternative; they must construct the road whether it comports with their convenience and and interest or not.

2. The time has arrived when this duty can be no longer delayed. "Said lateral road shall be completed as soon as any railroad be made from the said city of New Brunswick to the Hudson river." Such a road is already made by the New Jersey railroad and transportation company: and the joint company ought no longer to delay the commencement of the lateral road prescribed by this section.

3. This lateral road cannot run from New Brunswick to any point east of Spotswood. It must be at or west of that village. The object is clearly to compel a connection between New Brunswick and the Camden and Amboy railroad, in a direction leading to the west end of that road: in other words, to Camden and Philadelphia.

4. It is apparent that this section looked, to a continuous route from New York to Philadelphia, through New Brunswick, so as to place that city on the line of a great thoroughfare across the state. The legislature by what may be regarded as cotemporaneous legislation, as a part of the system then completed, by the act of 7th March, 1832, secured this route from New York to New Brunswick, and by this sixth section also secured the only remaining link in the line.

5. The point on the railroad west of Spotswood with which New Brunswick should be connected, is left altogether undefined and unrestricted, "a point on said road at or west of the village of Spotswood." The whole road west of Spotswood is left open; and it was wisely so left. The nature of the ground, the distance, the various interests which were to be regarded in the location, all required that the point should not be selected and fixed, until full examination and consideration had been devoted to it.

6. There is in the law, no person appointed to select this point, nor any direction as to the mode or manner of selecting it. The joint company is commanded to make the lateral road. The time for making it is prescribed. The termination of one end is regulated; the other is left without restriction or limitation, except that it is to be at or west of Spotswood. It was not the intention to confine it to Spotswood or its immediate vicinity; otherwise the direction would have been, at or near to Spotswood on the west thereof. The language leaves the joint

company to exercise their own discretion in regard to it. It cannot be doubted, that they might run the line to Hightstown, or the Sandhills, or any intermediate point; and if so, then why not to Bordentown, a point west of both? A discretion so unlimited, may legally be exercised, to suit the interests and convenience of the parties, care being taken that the controlling object of the law be not evaded or defeated. And it must have been intended by the legislature that this should be done, in the present case. Respect for their intelligence, and regard for the interests and rights of the public, demand that this should be conceded. If they had designed any restriction as to the point, they would have imposed it. It is impossible to read the chain of laws which have been passed to promote and regulate internal improvements, without perceiving that in all cases, where they intended that roads or canals should terminate at a given point, or pass through or by any town or village, they so expressly prescribe. The New Jersey railroad is an example. It is required to run from some point in New Brunswick through Rahway, Woodbridge, Elizabethtown and Newark to the Hudson. Other examples, as numerous as the laws which have been passed, might be cited. Against the language of the section, the reason of the case, and the course of legislation, it is not correct to draw an inference against the full discretion of the joint company on this subject. They have clear right to make Bordentown the point at which the lateral road shall commence.

7. The course which the road shall run from Bordentown to New Brunswick, is also entirely unrestricted and discretionary. No intermediate point is mentioned in the law; and the same reasoning applies to the route which applies to the commencement. It is not perceived therefore, why it may not pass by or throuh Trenton or Princeton, provided the company think their interests and the public convenience will be promoted thereby. They have the legal power to lay their lateral road from Bordentown by or through Trenton and Princeton to New Brunswick. The words of the law will not be violated thereby; and so far as the purposes of the legislature have been expressed, they will not be disregarded. Their intentions can only be drawn from the laws which they have passed. I, at least have no other safe guide in examining them.

In coming to my conclusion as to the power of the company, I derive aid from three considerations which I think ought not to be overlooked by them when they make their decision upon the question.

1. That the lateral road which they are to make, is to form

a continuous, convenient and expeditious communication between New York on the Hudson through New Brunswick to Philadelphia. The reasons before given are believed to be conclusive on this point, and the company ought to take no route which will defeat that object.

2. The wishes and interests of New Brunswick should be regarded as influential, if not controlling. The road is to be made "to a suitable point or points in that city, to be determined upon by the company, by and with the assent of the corporation of that city." The assent of the city is necessary to the point which is to be within their limits. It is not the interest and convenience of the company alone which is to be respected. The road was designed to be beneficial to the city. It was to afford to it, a communication with Philadelphia; and as the New Jersey railroad was also to terminate there, it was the more important to give to the city a control in that matter, so as to form a fit and proper connection between the two. And it is obvious that the establishment of the termination, in a place situated as New Brunswick is, may have great influence upon the route which it may be necessary or proper to select; and hence the propriety of paying respect to the wishes of that city, as to the route and commencement also.

And 3. That route ought to be selected which will best promote the interest of the whole country west of Spotswood and New Brunswick. The legislature, for the protection and security of the joint works, the canal and railroad, have interdicted a road across the state in this direction; and one cannot be made without the consent of the company, and their having "the refusal of constructing it;" but as a substitute for such road they have ordered this lateral road to be made, leaving commencement and route to be selected at the discretion of those who are to make it. This discretion ought to be exercised for the public good, and the benefit of the most important interests; if it can be done without too great a sacrifice of their own interests.

In due regard to the foregoing considerations, I do not perceive any legal or other objections to the proposed route. It is publicly known that the city of New Brunswick has, with entire unanimity, applied to the company to select that route; and if the view taken of the subject be correct, this application ought not to be rejected, unless its rejection be necessary or highly expedient. The route will make a communication across the state, between New York and Philadelphia, as continuous, convenient and expeditious as if the lateral road started from any

other point. The ground is not worse; and the distance will be very little, if any greater, than if the road commenced at Spotswood. And it will accommodate and benefit a much greater number of our citizens, and much more important interests, by passing near Princeton, and by or through Trenton, than if it ran in any other direction. Besides, it cannot be presumed that there was any legislative intention to deprive those towns of the improvements of the day, when they can be enjoyed by them in strict conformity with the words of our statutes, with the policy of the state, and with the expressed views of the legislature itself in securing and protecting the two great works which they, in the first instance, created.

I have remarked that the legislature had a second object; to augment the pecuniary resources of the state by a tax on those works in proportion to the passengers and merchandize which they should carry. It is not perceived that its interests can in this respect, be injured by the proposed route. The tax upon the transportation must be paid by them; all the passengers and merchandize which would cross the state on the Camden and Amboy railroad by the route to Spotswood will pass it by the route through Trenton; and if by taking the latter route the number and quantity should be increased, the state will derive a tax from that increase. The lateral road wherever made is to be subject to all the conditions and limitations of the principal road. One of these, is, the payment of ten cents for passengers and eight cents per ton per mile for property; as appears by the seventh and sixteenth sections of the act of February 4, 1830; and by the third section of the supplement of the 4th February, 1831, the same tax was to be paid for passengers and property across the state from Bordentown to Amboy. The lateral road will be subject to these taxes, and more could not be obtained by the state from any other road; for although by the twenty-fourth section of the act of 4th February, 1830, if another road be made "it shall be liable to a tax not less than this road," yet if a greater were imposed it would drive all passengers and merchandize to this one.

It is proper also to remark that this lateral road will be connected with the New Jersey road and form a part of the same communication across the state. Now that road must pay to the state after five years one quarter of one per cent on its capital, and after ten years one half of one per cent; and in addition thereto eight cents for each passenger, and twelve cents per ton as soon as this lateral road shall be connected with it; and a portion of the passengers and merchandize on which it will thus pay, will be those which will pass on to the lateral

road and will there be subject to the conditions before mentioned.

Upon the whole it is my opinion that the Delaware and Raritan canal and Camden and Amboy roalroad and transportation company, have a legal right to make a lateral railroad beginning at a point on the road at or near Bordentown, and running thence by or through Trenton to New Brunswick.

SAMUEL L. SOUTHARD.

Trenton, 10th August, 1836.

On motion of Mr. Alexander,

Ordered, That five hundred copies of the report and accompanying documents be printed.

Mr. Fries called up the bill entitled An act to encourage the destruction of noxious wild animals and birds, and moved that the same have a second reading;

Which was not agreed to.

Mr. Davis moved that said bill be stricken from the files of the House;

Which was not agreed to.

The House adjourned to to-morrow morning at nine o'clock.

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FRIDAY, March 10, 1837.

At nine o'clock the House met.

Mr. Chetwood from the committee upon that subject reported as follows:

The Committee appointed to introduce a Tax Bill, beg leave to Report:

That, after a full examination of the resources of the State, and making a liberal allowance for all requisite disbursements, they have unanimously concluded that it will not be necessary longer to resort to direct taxation for the support of government.

In arriving at this conclusion, the committee have carefully considered the statements of the Treasurer in his report to this House of the 23d of February last, together with his estimates for the years 1837 and 1838, and the other channels of receipts and expenditure, which could properly lead their investigations to a correct result.

Your committee are satisfied that the balance of $13,972 47, estimated by the treasurer to be left in the treasury on the 4th of October, 1838, after paying all the expenses of government, is much below what may fairly be anticipated, unless extraordinary and unforseen demands shall be made. It must be recollected, that in addition to the rapidly increasing income receivable from the Delaware and Raritan Canal and Camden and Amboy Railroad and Transportation Companies, (which the last year amounted to $42,241 39) the State will be entitled to receive from the New Jersey Railroad and Transportation Company, a yearly tax of one quarter per cent. upon their capital stock paid in, after five years; and one half per cent. on said capital after ten years from the completion of their road; and also, a transit duty of eight cents for each passenger, and twelve cents for each ton of merchandise transported on their road, whenever a railroad shall intersect or be attached to their road, so as to make a continued line across the state. The revenue from these and other sources will greatly add to the funds of the state, and be more than commensurate with any reasonable or probable increased demand upon the treasury.

The committee feel that it is a subject of congratulation to the people of New Jersey to be relieved from the burthen of State Tax, by receipts derived from a mere partial developement of their resources; and they are fully satisfied that it would be impolotic and dangerous to accumulate a large unappropriated fund in the treasury.

They report herewith, a bill relative to taxes for county and township purposes.

All which is respectfully submitted.

JNO. J. CHETWOOD, Ch'n.

March 10, 1837.

On motion of Mr. Dickerson,

Ordered, That five hundred copies of said report be printed.

Mr. Chetwood from the same committee reported a bill entitled An act respecting taxes for county and township purposes;

Which was read, ordered a second reading and to be printed.

Mr. Doremus from the committee upon that subject reported the bill from Council entitled An act to repeal an act entitled an act to release to Aaron Ogden the right of the state of New Jersey, of, in and to, a certain lot of land covered with water in the bay of New York, herein described and specified, passed January twenty-fifth, eighteen hundred and thirty seven;"

Which was read and ordered a second reading.

A message from Council by Mr. Shreeve, their assistant secretary, informed the House that Council have passed the fol-

lowing bills from the House of Assembly, viz: An act to dissolve the marriage contract between Ann Larrison and David W. Larrison.

An additional supplement to the act entitled, An act to alter and amend the charter of the city of New Brunswick, passed Feb. 23d, 1801, and

A further supplement to the act entitled, An act to erect parts of the counties of Essex and Bergen into a new county, to be called the county of Passaic; and the eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic; without amendment.

Council have passed the bills from the House of Assembly, entitled, An act to incorporate the Hamburg Bank, and An act for the distribution of the public arms; without amendment.

Council have passed the bill from the House of Assembly, entitled, An act for the relief of Bartholomew Lott, of the county of Sussex; with amendments, to which amendments the assent of the House of Assembly is requested,

The bill entitled, An act for the relief of Bartholomew Lott, of the county of Sussex,

Was taken up, the amendments made by Council to the same, agreed to, and said bill ordered to be re-engrossed,

The re-engrossed bill entitled A further supplement to an act entitled an act, securing to mechanics and others, payment for their labor and materials, in erecting any house or other building within the limits therein mentioned, passed the third day of March, one thousand eight hundred and thirty-five,

Was taken up, read and compared,

And on the question, shall this re-engrossed bill pass?

It was detetermined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Edgar, |
| Bleecker, | Flummerfelt, |
| Bray, | Gifford, |
| Brown, | Hull, |
| Blanc. | Jobs |
| Burtis, | Logan. |
| Budd, | Larason. |
| Cooper, | Lalor. |
| Doremus. | Ladow, |
| Dellicker, | Pierson, |
| Duryee, | Riggs, |
| Davis, | Richards. |

| | |
|---|---|
| Messrs. Strader. | Messrs. Valentine. |
| Seely. | Wills, |
| Talmage. | Young.—30. |

NAYS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Hunt, |
| Corsen, | Johnes. |
| Dickerson, | Linn, |
| Flatt, | Pettit. |
| Fries, | Springer. |
| Haight, (Sp.) | Wade.—12. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

Mr. Seely asked and obtained leave to introduce a bill entitled An act for the relief of Benjamin Cozier, of the county of Cumberland;

Which was read, ordered a second reading,

And that the printing of the same be dispensed with.

Mr. Seely asked and obtained leave to introduce a bill entitled, An act for the relief of George Taylor, of the county of Cumberland;

Which was read, ordered a second reading,

And that the printing of the same be dispensed with.

Mr. Linn called up the bill entitled A supplement to the act entitled an act establishing a militia system, passed eighteenth February, eighteen hundred and fifteen, and moved that the same be postponed to the next session of the Legislature.

Mr. Riggs called up the bill from Council entitled An act to incorporate a company to construct a harbor on the New Jersey shore of the Hudson river;

Which was further amended, agreed to and ordered to a third reading.

Mr. Logan called up the bill from Council entitled An act to change the trust of the real estate of Charlotte Lozey, and to authorise a sale of the same;

Which was read and ordered to a third reading.

Mr. Chetwood moved to dispense with the rules of the House in order to take said bill up on its final passage;

Which was agreed to.

The said bill was then taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk inform Council that the House of Assembly have passed said bill, without amendment.

Mr. Chetwood called up the bill entitled An act making the necessary appropriations for the settlement of the accounts of the late Commissioner, for building the new State Penitentiary, and to complete the same;

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Valentine called up the bill entitled An act to authorise a subscription for stock in the New Jersey Railroad and Transportation Company, and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Seely called up the bill entitled An act to authorise the Board of Chosen Freeholders in the several counties of this state, to erect and maintain bridges over navigable waters, and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Riggs moved to dispense with the rules of the House in order to take up the bill from Council, entitled An act to incorporate a company to construct a Harbor on the New Jersey shore of the Hudson river;

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Edgar, |
| Bleecker, | Flummerfelt, |
| Bray, | Fenimore, |
| Blane. | Fries, |
| Burtis, | Gifford, |
| Budd, | Hull, |
| Chetwood, | Johnes. |
| Doremus. | Logan. |
| Dellicker, | Riggs, |
| Dickerson, | Richards, |
| Duryee, | Strader. |

Messrs. Springer,
Valentine,
Wade.

Messrs. Wills,
Young.—27.

NAYS.

Messrs. Cooper,
Corsen,
Davis,
Flatt,
Haight, (Sp.)
Hunt,
Jobs.

Messrs. Larason.
Lalor.
Ladow,
Pierson,
Pettit.
Talmage.—13.

The said bill was then taken up, read a third time,
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Burtis,
Budd,
Chetwood,
Cooper,
Corsen,
Doremus,
Dellicker,
Dickerson,
Duryee,
Edgar,
Flummerfelt,
Fenimore,
Fries,
Gifford,
Hull,
Haight, (Sp.)

Messrs. Hunt,
Johnes,
Linn,
Logan,
Ladow,
Pierson,
Pettit,
Riggs,
Richards,
Saunier,
Strader,
Springer,
Seely,
Talmage,
Valentine,
Wade,
Wills,
Young.—37.

NAYS.

Messrs. Brown,
Blane,
Davis,
Flatt,
Messrs. Jobs,
Larason,
Lalor.—7.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill with sundry amendments, to which amendments the assent of Council is requested.

Mr. Richards called up the bill entitled An act to erect the north eastern part of the county of Gloucester into a separate county, to be called the county of Delaware, and moved that the same be postponed to the next session of the Legislature;

Which was agreed to.

Mr. Chetwood moved to reconsider the vote refusing a second reading to the bill entitled An act to encourage the destruction of noxious wild animals and birds;

Which was agreed to.

Mr. Alexander then moved that said bill have a second reading;

Which was agreed to.

Mr. Alexander moved that the said bill be printed;

Which was not agreed to.

Mr. Doremus called up the bill from Council entitled An act to vest in James J. Van Winkle, of Slatterdam, in the township of Saddle River, in the county of Bergen, the right, title and interest of his deceased father, Jacob Van Winkle, in and to a house and lot, with the appurtenances, situate at Slatterdam aforesaid;

Which was read a second time by sections, agreed to and ordered to a third reading.

Mr. Doremus moved to dispense with the rules of the House in order to take up said bill on its final passage;

Which was agreed to.

The said bill was then read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill without amendment.

Mr. Talmage called up bill entitled An act to incorporate the Somerville Bank,

And while the same was under consideration,

Mr. Bleecker moved to amend the tenth section of said bill by striking out the following:

"Provided, That nothing herein contained shall be so construed as to prohibit the said company from dealing in bills of exchange and the purchase and sale thereof;"

Upon which motion the yeas and nays were called for and ordered:

Whereupon the Clerk proceeded to call the roll of members, and before the same was completed,

Mr. Chetwood moved a call of the House; which was ordered:

Whereupon the roll of members was called, and the following answered to their names:

| | |
|---|---|
| Messrs, Alexander. | Messrs. Hunt, |
| Bleecker, | Jobs, |
| Bray, | Johnes, |
| Brown, | Linn, |
| Blane, | Logan, |
| Burtis, | Larason, |
| Chetwood, | Ladow. |
| Cooper. | Pettit. |
| Corsen, | Richards, |
| Doremus, | Saunier, |
| Dellicker. | Strader, |
| Duryee, | Springer, |
| Davis, | Seely, |
| Edgar, | Talmage, |
| Flatt. | Valentine, |
| Fries, | Wade. |
| Hull, | Young—35. |
| Haight, (Sp.) | |

Mr. Chetwood moved that the Sergeant-at-arms be despatched after the absent members;

Which was agreed to.

The calling of the yeas and nays upon the motion of Mr. Bleecker then proceeded,

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Bleeker, |

Messrs. Bray,
Brown,
Blane,
Burtis,
Budd,
Dellicker,
Dickerson,
Edgar,
Fenimore,
Gifford,
Logan.
Riggs.
Wills.—15.

NAYS.

Messrs. Chetwood.
Cooper.
Corsen.
Doremus,
Duryee.
Davis.
Flatt,
Fries,
Hull,
Haight, (Sp.)
Hunt.
Jobs,
Johnes,
Larason,
Linn,
Lalor.
Ladow,
Pierson,
Pettit,
Richards,
Saunier,
Strader.
Springer,
Seely.
Talmage.
Valentine.
Wade,
Young,—28.

Mr. Alexander moved to amend the thirteenth section of said bill, by striking out the word "forty," and inserting the words *one hundred*, so as to read:

That it shall not be lawful for the said bank to issue any notes or bills until an affidavit by the president and cashier shall have been made, and filed in the office of the secretary of state, stating that *one hundred* thousand dollars of the capital stock of the said corporation shall have been subscribed and paid in, &c.

Mr. Talmage moved to amend the amendment, by inserting the word *fifty*, in lieu of the words "one hundred;"

Which was not agreed to.

The question then recurring upon the amendment, the same was agreed to.

Mr. Bleecker moved to amend the first section of said bill, by striking out the words "they and their successors may have perpetual succession and,"

Upon which motion the yeas and nays were called for and ordered;

And on the question, shall this motion be agreed to?
It was determined in the negative as follows:

YEAS

| | |
|---|---|
| Messrs. Alexander, | Messrs. Dellicker, |
| Bleecker, | Dickerson, |
| Bray, | Davis, |
| Brown, | Edgar, |
| Blane, | Johnes,—11. |
| Burtis. | |

NAYS

| | |
|---|---|
| Messrs. Budd. | Messrs. Larason, |
| Chetwood. | Lalor. |
| Cooper, | Ladow, |
| Corsen, | Pierson, |
| Doremus, | Pettit, |
| Duryee, | Riggs, |
| Flatt. | Richards, |
| Flummerfelt. | Strader, |
| Fries, | Seely, |
| Hull, | Talmage. |
| Haight, (Sp.) | Valentine. |
| Hunt. | Wade, |
| Jobs. | Young,—27. |
| Linn, | |

The said bill was further amended, agreed to,
And on the question of ordering the same to a third reading, the yeas and nays were called for and ordered;
And on the question, shall this bill have a third reading?
It was determined in the affirmative as follows:

YEAS

| | |
|---|---|
| Messrs. Blane, | Messrs. Cooper, |
| Budd. | Corsen. |
| Chetwood, | Doremus, |

Messrs. Duryee,
Davis,
Flatt,
Flummerfelt,
Fries,
Gifford,
Hull,
Hunt,
Haight, (Sp.)
Jobs,
Logan,
Larason,
Linn,
Ladow,
Pierson,
Pettit,
Richards,
Strader,
Seely,
Talmage,
Valentine,
Wills,
Young.—29.

NAYS.

Messrs. Alexander,
Bleecker,
Brown,
Burtis,
Dellicker,
Dickerson,
Edgar,
Fenimore,
Johnes,
Lalor,
Riggs,
Springer,
Wade,—13.

Mr. Wills called up the bill entitled An act to incorporate the central New Jersey Stock and Agricultural Improvement Society, and while the same was under consideration,

Mr. Flatt moved to amend the sixth section of said bill, by striking out after the word "acquire," the word "horses," so that it should read,

"It shall and may be lawful for the said company to purchase or otherwise acquire horned cattle, and every species of stock," &c.

Upon which motion the yeas and nays were called for and ordered;

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Flatt,
Fenimore,
Hunt,
Linn,
Ladow,
Riggs,
Seely,
Talmage,
Wade,—9.

NAYS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Gifford, |
| Bleecker, | Hull, |
| Bray, | Haight, (Sp.) |
| Brown, | Jobs, |
| Blane, | Johnes, |
| Burtis, | Logan, |
| Budd, | Lalor, |
| Chetwood. | Pierson, |
| Cooper, | Pettit, |
| Corsen, | Richards. |
| Doremus, | Strader. |
| Dellicker, | Springer, |
| Davis, | Valentine, |
| Flummerfelt. | Wills, |
| Fries, | Young,—30. |

Mr. Flatt moved to amend the said bill by striking out the seventh section of the same, which is as follows:

Sec. 7. And be it enacted, That to afford the public a full and fair opportunity to purchase any stock or article exhibited at the meetings of said company, it shall and may be lawful for said company, at their aforesaid meetings, to sell by public auction any stock or other article held or owned by them, or desired by any other person to be sold, and to charge and receive therefor such commissions as may be prescribed by said company.

Upon which motion the yeas and nays were called for and ordered;

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Fries, |
| Bray, | Hull, |
| Chetwood, | Hunt, |
| Cooper, | Linn, |
| Corsen, | Ladow, |
| Davis, | Pierson, |
| Flatt, | Pettit, |
| Flummerfelt, | Riggs, |
| Fenimore. | Richards, |

Messrs. Strader,
Springer,
Seely,
Talmage
Wade,—23.

NAYS.

Messrs. Alexander,
Brown,
Blane,
Burtis,
Budd,
Doremus.
Dellicker,
Gifford,
Haight, (Sp.)
Jobs,
Johnes,
Logan,
Lalor,
Valentine.
Wills,
Young,—16.

Mr. Bleecker moved that the House do now adjourn;

Which was not agreed to.

Mr. Jobs moved that the further consideration of said bill be postponed;

Which was not agreed to.

Mr. Flummerfelt moved that the House do now adjourn,

Upon which motion the yeas and nays were called for and ordered;

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Bray,
Corsen,
Flatt,
Flummerfelt,
Pettit.
Wade,—6.

NAYS.

Messrs. Alexander,
Bleecker,
Brown.
Blane,
Burtis,
Budd,
Chetwood,
Cooper.
Doremus,
Dellicker,

| | |
|---|---|
| Messrs. Davis, | Messrs. Pierson, |
| Gifford, | Riggs, |
| Hull. | Richards. |
| Haight, (Sp.) | Springer, |
| Hunt, | Strader, |
| Johnes, | Seely, |
| Logan, | Valentine. |
| Larason. | Wills. |
| Ladow, | Young,—28. |

The said bill having been further amended and agreed to;

Upon the question of engrossing, the yeas and nays were called for and ordered;

And on the question, shall this bill be engrossed for a third reading?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight, (Sp.) |
| Brown, | Jobs, |
| Blane, | Johnes. |
| Burtis, | Logan, |
| Budd, | Lalor, |
| Chetwood, | Pierson. |
| Doremus. | Valentine, |
| Dellicker. | Wills,—17. |
| Davis, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Linn. |
| Bray, | Larason. |
| Cooper, | Ladow. |
| Corsen, | Pettit, |
| Dickerson, | Riggs, |
| Flatt. | Richards. |
| Flummerfelt, | Strader, |
| Fenimore, | Springer |
| Fries, | Seely. |
| Gifford, | Talmage, |
| Hull, | Wade, |
| Hunt, | Young,—24. |

Mr. Wills moved that the said bill be laid upon the table;
Which was agreed to.

The House then adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

The engrossed bill entitled An act to assist the inhabitants of the township of Pahaquarry, in the county of Warren, and of the township of Walpack, in the county of Sussex, to open and complete a certain highway in said township,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Saunier. |
| Flatt. | Strader, |
| Flummerfelt, | Valentine, |
| Hull, | Young,—9. |
| Linn, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight, (Sp.) |
| Bleecker, | Hunt. |
| Bray, | Jobs, |
| Brown. | Johnes. |
| Burtis, | Logan, |
| Budd, | Larason, |
| Corsen, | Ladow, |
| Doremus, | Pierson, |
| Dellicker, | Pettit, |
| Dickerson, | Riggs, |
| Duryee. | Richards, |
| Davis, | Springer, |
| Edgar, | Seely, |
| Fenimore, | Talmage, |
| Fries. | Wade. |
| Gifford. | Wills,—32. |

Mr. Alexander called up the bill entitled An act to encourage the destruction of noxious wild animals and birds, and while the same was under consideration,

Mr. Dickerson moved that the further consideration of said bill be postponed;

Which was not agreed to.

The said bill was further progressed in and amended:

Mr. Riggs moved that the further consideration of said bill be postponed;

Which was agreed to.

Mr. Riggs called up the bill entitled A further supplement to the act entitled an act relative to the Delaware and Raritan Canal and the Camden and Amboy Railroad and Transportation companies,

Which was read a second time, amended and agreed to,

And ordered to be engrossed for a third reading.

Mr. Davis moved that the said bill be re-printed as amended;

Which was agreed to.

Mr. Wills called up the bill from Council, entitled An act to incorporate the Friendly Institute of Burlington;

Which was read a second time by sections, and agreed to, and ordered a third reading.

Mr. Wills moved to dispense with the rules of the House, in order to take up said bill on its final passage;

Which was agreed to.

The said bill was then taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

Mr. Riggs called up the bill entitled An act to incorporate the city of Jersey;

Which was further amended, agreed to, and ordered to be engrossed for a third reading.

The Speaker stated that in consequence of the protracted sitting of the Legislature, he was under the necessity of asking leave of absence for a day; Whereupon,

On motion of Mr. Chetwood, leave of absence was granted to the Speaker.

The House adjourned to to-morrow morning at nine o'clock.

SATURDAY, March 11, 1837.

At nine o'clock the House met.

The Speaker being absent,

On motion of Mr. Chetwood, the House proceeded to ballot for a Speaker pro tempore.

The ballots of the members having been deposited, the Clerk proceeded to count the same, whereupon it appeared that

| | |
|---|---|
| Mr. Flatt, of Essex, had received | eight votes. |
| Mr. Chetwood, of Essex, | eight votes. |
| Mr. Valentive, of Warren, | three votes. |
| Mr. Molleson, of Middlesex, | three votes. |
| Mr. Dickerson, of Morris, | three votes. |
| Mr. Dellicker, of Morris, | two votes. |
| Mr. Wills, of Burlington, | one vote. |
| Mr. Linn, of Sussex, | one vote. |
| Mr. Hunt, of Cumberland, | one vote. |
| Mr. Alexander, of Middlesex, | one vote. |
| Mr. Bray, of Hunterdon, | one vote. |
| The Whole House, | one vote. |

On motion of Mr. Alexander,

Ordered, That the House proceed again to ballot between the two highest candidates;

Whereupon the second ballot was had, and on the Clerk's counting the votes, it appeared that

| | |
|---|---|
| Mr. Flatt, of Essex, had received | thirty votes. |
| Mr. Chetwood, of Essex, | eight votes. |

So it appeared that the Honorable Jacob Flatt, of Essex, was duly elected Speaker pro tempore; who accordingly took his seat.

Mr. Burtis presented a petition from sundry citizens of the new county of Atlantic praying the repeal of the supplement to the law setting off said county;

Which was referred to Messrs. Burtis, Wills and Springer.

Mr. Doremus presented a remonstrance against the passage of the bill entitled An act to incorporate the city of Jersey;

Which was ordered to lie on the table.

The engrossed bill entitled An act making the necessary appropriations for the settlement of the accounts of the late Commissioner for building the new State Penitentiary, and to complete the same,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?
It was determined in the affiamative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn, |
| Bleecker, | Logan, |
| Brown, | Lalor, |
| Burtis, | Ladow, |
| Budd, | Molleson, |
| Chetwood, | Pierson, |
| Doremus | Pettit, |
| Dellicker, | Riggs, |
| Dickerson, | Richards, |
| Duryee, | Strader. |
| Flatt, | Springer, |
| Flummerfelt. | Talmage, |
| Hull, | Valentine, |
| Hunt, | Wade. |
| Jobs, | Wills. |
| Johnes. | Young,—32. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Mr. Larason,—3. |
| Blane, | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The re-engrossed bill entitled An act for the relief of Bartholomew Lott, of the county of Sussex,"
Was taken up, read and compared,
And on the question, shall this re-engrossed bill pass?
It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Bray, |
| Bleecker, | Brown, |

Messrs. Blane,
Burtis,
Chetwood,
Corsen,
Doremus.
Dellicker,
Dickerson,
Duryee,
Edgar.
Flummerfelt,
Flatt,
Fries,
Hull,
Hunt.
Jobs.
Messrs. Johnes,
Linn,
Logan.
Larason.
Ladow,
Molleson,
Pierson,
Pettit.
Richards,
Strader.
Springer.
Talmage,
Valentine,
Wade,
Young,—34.

NAYS.

Messrs. Davis,
Lalor.
Mr. Wills,—3.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

Mr. Pierson called up the bill from Council entitled An act to authorize the board of chosen freeholders of the county of Passaic to borrow money, and while the same was under consideration,

Mr. Molleson moved that the further consideration of said bill be postponed ;

Which was agreed to.

The engrossed bill entitled A further supplement to the act entitled an act relative to the Delaware and Raritan Canal and the Camden and Amboy Railrood and Transportation Companies,

Was taken up, and while the same was under consideration,

Mr. Bray moved that the same be recommitted:

Upon which motion Mr. Jobs called for the yeas and nays, which were ordered :

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Duryee, |
| Brown, | Davis, |
| Blane, | Larason. |
| Burtis, | Richards, |
| Dellicker, | Talmage,—10. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Logan. |
| Bleecker, | Lalor, |
| Chetwood, | Ladow. |
| Corsen. | Molleson, |
| Doremus, | Pierson, |
| Flatt, | Riggs. |
| Flummerfelt, | Strader, |
| Hull. | Springer, |
| Hunt. | Valentine, |
| Jobs, | Wade. |
| Johnes, | Wills, |
| Linn, | Young.—2 |

On motion, Ordered, That the further consideration of said bill be postponed.

Mr. Riggs called up the bill entitled An act for the relief of the state of New Jersey, in relation to the estate of John G. Leake, deceased;

Which was read a second time by sections, amended and agreed to;

And on the question of engrossing,

Mr. Jobs called for the yeas and nays which were ordered:

And on the question, shall this bill be engrossed?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Burtis. |
| Bleecker, | Corsen, |
| Bray, | Duryee. |
| Brown, | Doremus, |
| Blane, | Davis, |

| | |
|---|---|
| Messrs. Edgar, | Messrs. Pettit, |
| Flummerfelt, | Riggs, |
| Fries, | Richards, |
| Hunt, | Strader, |
| Johnes, | Springer. |
| Lalor. | Talmage, |
| Ladow. | Wade, |
| Molleson, | Wills, |
| Pierson, | Young.—28. |

NAYS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Jobs, |
| Flatt, | Larason,—5. |
| Hull, | |

Mr. Molleson called up the bill from Council entitled An act to authorise the administrators of John H. Disborough, late of the county of Middlesex, deceased, to make sale of certain real estate;

Which was read a second time by sections, agreed to, and ordered to a third reading.

Mr. Molleson moved to dispense with the rules of the House in order to take up said bill on its final passage;

Which was agreed to.

The said bill was then read a third time by its title,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and the Clerk inform Council that the House of Assembly have passed said bill without amendment.

Mr. Chetwood called up the bill entitled An act to incorporate the Passaic office of discount and deposite;

And while the same was under consideration,

Mr. Bray moved to amend the first section of said bill by striking out after the word "domestic" the words:

"Bills of exchange, in bullion, in stocks of bodies corporate and politic, may take collateral security for loans made, may act as agents, and as such receive, have, hold and dispose of property, and may bind themselves by contracts not under seal, but said corporation shall not make and issue bank notes, or notes in the nature of bank notes,"

And insert in lieu thereof the word "goods;" so as to read:

"And said corporation may discount notes at the same rate of interest as any bank incorporated by this state, may deal in foreign and domestic "*goods*," &c.

Which was disagreed to.

The first section of said bill was then amended,

And on the question of agreeing to the same,

Mr. Bray called for the yeas and nays which were ordered;

And on the question, shall this section be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Bleecker | Logan, |
| Chetwood, | Molleson, |
| Doremus, | Pierson, |
| Dellicker, | Riggs, |
| Duryee, | Springer, |
| Flatt, | Talmage, |
| Fries, | Valentine, |
| Jobs, | Young.—18. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Linn, |
| Brown, | Larason, |
| Blane, | Lalor, |
| Burtis, | Ladow, |
| Corsen, | Pettit, |
| Davis, | Richards, |
| Edgar, | Strader, |
| Flummerfelt, | Wills, |
| Hull, | Wade,--19. |
| Hunt, | |

On motion of Mr. Chetwood, Ordered, That the said bill be laid on the table.

Mr. Chetwood moved that when the house adjourns it will adjourn to meet again on Monday morning at nine o'clock;

Which was agreed to.

Mr. Fries moved to re-consider the vote on the question of engrossing the bill entitled An act to incorporate the central

New Jersey stock and agricultural improvement society; upon which motion,

Mr. Flummerfelt called for the yeas and nays which were ordered;

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Johnes, |
| | Bleecker, | | Logan, |
| | Burtis. | | Lalor. |
| | Chetwood. | | Molleson. |
| | Doremus, | | Pierson, |
| | Duryee, | | Riggs, |
| | Edgar, | | Strader, |
| | Fries, | | Valentine. |
| | Jobs. | | Wills,—18. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Linn. |
| | Brown, | | Larason, |
| | Corsen, | | Ladow, |
| | Dellicker, | | Pettit, |
| | Davis, | | Richards, |
| | Flatt. | | Springer. |
| | Flummerfelt. | | Talmage. |
| | Hull, | | Wade, |
| | Hunt. | | Young,—18. |

On motion of Mr. Bleecker, the House then adjourned.

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Monday, March 13, 1837.

At nine o'clock the House met.

Mr. Hunt called up the bill entitled An act to incorporate the Manufacturers' and Mechanics' Bank at Millville, in the county

of Cumberland; and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Chetwood called up the bill entittled An act to authorise the chosen freeholders of the counties of Bergen and Essex, to build a drawbridge over the navigable waters of the Passaic river at Bellville; and moved that the same be postponed to the next session of the legislature.

Mr. Springer called up the bill from Council entitled An act to incorporate the Salem Fire Insurance company,

Which was read a second time by sections, agreed to, and ordered to a third reading.

On motion of Mr. Molleson the rules of the House were dispensed with, and said bill taken up on its final passage;

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same and that the Clerk inform Council that the House of Assembly have passed said bill, without amendment.

Mr. Chetwood from the joint committee upon that subject, asked and obtained leave to report a bill entitled An act for the regulation of the State Penitentiary;

Which was read, ordered a second reading, and to be printed.

Mr. Bray called up the bill from Council entitled An act to incorporate the Delaware Manufacturing company: and while the same was under consideration,

Mr. Molleson moved to amend the fourth section of said bill, by annexing thereto the following:

"Or to use the waters in the feeder of the Delaware and Raritan Canal company;" so as to read:

"Provided always, That the privileges hereby granted, shall not be so construed as to interfere with the vested rights of any other person or persons, body corporate or politic, *or to use the waters in the feeder of the Delaware and Raritan canal company*;

Which was agreed to.

Mr. Bray moved that the further consideration of said bill be postponed.

Mr. Molleson moved to amend the motion, by adding thereto "to the next session of the legislature;" upon which amendment,

Mr. Bray called for the yeas and nays, which were ordered;

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Chetwood, |

| | |
|---|---|
| Messrs. Corsen. | Messrs. Molleson, |
| Doremus, | Pierson, |
| Davis. | Pettit. |
| Flatt, | Riggs. |
| Fries, | Richards, |
| Hunt. | Springer, |
| Jobs, | Wade, |
| Linn, | Young,—19. |
| Lalor. | |

NAYS.

| | |
|---|---|
| Messrs. Bleeker, | Messrs. Johnes, |
| Bray, | Logan. |
| Brown, | Ladow, |
| Dellicker, | Strader. |
| Flummerfelt, | Talmage.—11. |
| Hull, | |

Mr. Davis called up the bill entitled An act for the relief of certain Insurance companies in this state,

And while the same was under consideration,

Mr. Davis moved that the further consideration of said bill be postponed ;

Which was agreed to.

A message from Council by Mr. Shreve, their assistant secretary, informed the House that Council have passed the bill from the House of Assembly entitled An act making provisions for the deposite and distribution of so much of the surplus revenue of the United States as now is, or may hereafter be apportioned to and received by this State ; without amendment.

Council have agreed to the amendments made by the House of Assembly to the Act incorporating a company to construct a harbor on the New Jersey shore of the Hudson River, and have caused said bill to be re-engrossed.

Council have passed the bill from the House of Assembly entitled An act appointing trustees to sell and convey the real estate of Guysbert B. Vroom, deceased; with sundry amendments, to which amendments the assent of the House of Assembly is requested.

The bill entitled An act appointing trustees to sell and convey the real estate of Guysbert B. Vroom, deceased,

Was taken up, the amendments made by Council agreed to and said bill ordered to be re-engrossed.

Mr. Jobs asked and obtained leave to introduce a bill entitled A supplement to an act entitled an act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is, or may hereafter be apportioned to and received by this state;

Which was read, ordered a second reading and to be printed.

Mr. Wade called up the bill entitled A supplement to the act concerning Inns and Taverns, passed the twenty-fourth of February, seventeen hundred and ninety-seven, and moved that the same be postponed to the next session of the Legislature;

Which was agreed to.

Mr. Springer called up the bill from Council entitled An act to authorise the sale of a part of the Government lot in the city of Trenton,

And while the same was under consideration,

Mr. Strader moved that the further consideration of said bill be postponed;

Which was not agreed to.

The said bill was then agreed to and ordered to a third reading.

Mr. Chetwood called up the bill from Council entitled An act to incorporate the Paterson Iron and Steel Company;

And upon the question of agreeing to the first section of said bill the yeas and nays were called for and ordered:

And on the question, shall this section be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Bleecker, | Linn, |
| Chetwood, | Ladow, |
| Cooper, | Molleson, |
| Doremus, | Pierson, |
| Dellicker, | Pettit, |
| Flatt, | Riggs, |
| Flummerfelt, | Richards, |
| Fries, | Talmage, |
| Hull, | Wade, |
| Jobs, | Young,—22. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Brown, |

| | |
|---|---|
| Messrs. Corsen, | Messrs. Lalor, |
| Davis, | Strader. |
| Hunt, | Springer,—8. |

The said bill was then read a second time by sections, amended and agreed to; and ordered to a third reading.

Mr. Jobs called up the bill entitled An act providing for the measure of wood;

And while the same was under consideration,

Mr. Chetwood moved to amend the first and only section of said bill, by inserting after the word "wood," the words *in the township of Warren in the county of Somerset*; so as to read:

"That the cord of wood *in the township of Warren in the county of Somerset*, shall, from and after the passage of this act, be reckoned to contain one hundred solid feet, any law, usage or custom to the contrary notwithstanding;"

Which was agreed to.

Mr. Molleson moved further to amend the said section, by inserting after the word "hundred," the words *and twenty-eight*;

Which was agreed to.

Mr. Flummerfelt moved that the further consideration of said bill be postponed;

Which was not agreed to.

Mr. Fries moved to strike out the first and only section of said bill;

Upon which motion the yeas and nays were called for and ordered;

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Bleecker, | Linn, |
| Doremus, | Lalor, |
| Davis, | Ladow, |
| Flatt, | Richards, |
| Fries, | Springer, |
| Flummerfelt, | Talmage, |
| Hunt, | Young—16. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Johnes, |
| Brown, | Logan, |
| Chetwood, | Molleson. |
| Dellicker. | Pierson, |
| Hull, | Strader,—10. |

Mr. Flummerfelt moved that said bill be stricken from the files of the House;

Which was agreed to.

Mr. Riggs called up the bill entitled An act to dissolve the marriage contract between Nancy Cotwell and James Cotwell;

Which was read a second time, agreed to; and ordered to be engrossed for a third reading.

Mr. Doremus called up the bill entitled An act for the protection of the owners of the West shore of the Hudson river, and for other purposes;

And moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Riggs called up the bill from Council entitled An act to incorporate the Silesian Beet Sugar company, of the county of Passaic;

Which was read a second time by sections, amended and agreed to, and ordered to a third reading.

Mr. Chetwood called up the engrossed bill entitled An act for the relief of the state of New Jersey, in relation to the estate of John G. Leake, deceased,

And moved that the same be recommitted;

Which was agreed to.

Mr. Riggs called up the bill entitled An act to divorce John R. Smith, of the county of Bergen, now set off as the county of Passaic, from his wife Catharine Smith;

And moved that the same be stricken from the files of the House;

Which was agreed to.

Mr. Doremus called up the bill from Council entitled An act to authorise the board of chosen freeholders of the county of Passaic, to borrow money;

Which was read a second time, agreed to; and ordered to a third reading.

Mr. Riggs called up the bill entitled An act appointing commissioners to sell the real estate of this state, in the county of Essex, township of Paterson;

And upon the question of agreeing to the first section of said

bill, Mr. Pierson called for the yeas and nays, which were ordered;

And on the question, shall this section be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Logan, |
| Doremus. | Riggs,—5. |
| Jobs, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Linn, |
| Bray, | Ladow, |
| Brown, | Lalor, |
| Chetwood, | Molleson. |
| Corsen. | Pierson. |
| Dellicker, | Pettit, |
| Davis, | Richards. |
| Flatt, | Strader, |
| Flummerfelt, | Springer, |
| Fries, | Talmage. |
| Hull, | Wade, |
| Hunt, | Young,—25. |
| Johnes, | |

Mr. Riggs moved that said bill be postponed to the next session of the legislature;

Which was not agreed to.

Mr. Hunt moved that said bill be dismissed from the files of the House;

Which was agreed to.

Mr. Chetwood called up the bill entitled An act respecting taxes for county and township purposes;

And while the same was under consideration,

Mr. Hunt moved to amend the first section of said bill by striking out the word "six," and inserting in lieu thereof the word *fifty*—so as to read:

All other horses or mules three years old, and upwards, any sum not exceeding *fifty* cents;

Which was agreed to.

Mr. Hunt moved further to amend the said section by striking out the word "three," and inserting in lieu thereof the words *twenty-five*—so as to read:

All neat cattle three years old and upwards, any sum not exceeding *twenty-five* cents.

Which was agreed to.

Mr. Chetwood moved to amend said section by striking out the words "thirty-five," and inserting in lieu thereof the words *one hundred*—so as to read:

All distilleries used for distilling rye or other grain, or molasses or other foreign materials, any sum not exceeding *one hundred* dollars;

Which was agreed to.

Mr. Chetwood moved further to amend said bill by striking out the word "ten," and inserting the word *fifty*—so as to read:

All other distilleries used for distilling, any sum not exceeding *fifty* dollars:

Upon which motion Mr. Brown called for the yeas and nays, which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Pierson, |
| Chetwood, | Pettit. |
| Corsen, | Riggs, |
| Doremus. | Richards, |
| Flatt, | Springer. |
| Hunt, | Talmage. |
| Ladow, | Wade.—11. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Jobs. |
| Bray, | Johnes. |
| Brown, | Linn. |
| Dellicker, | Logan. |
| Davis, | Lalor. |
| Flummerfelt, | Molleson. |
| Fries, | Strader. |
| Hull, | Young.—16. |

Mr. Chetwood then moved to amend the said section by inserting the word *twenty* in lieu of the word "ten" as last above mentioned: and before the question was taken.

Mr. Brown moved that the House do now adjourn:

Upon which motion the yeas and nays were called for and ordered;

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hunt. |
| Bleecker, | Jobs, |
| Brown, | Logan, |
| Corsen, | Pettit, |
| Dellicker, | Strader, |
| Flatt, | Talmage, |
| Flummerfelt, | Young.—15. |
| Hull. | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Ladow. |
| Chetwood, | Molleson, |
| Doremus, | Pierson, |
| Davis, | Riggs. |
| Fries, | Richards, |
| Johnes, | Springer, |
| Linn, | Wade.—15. |
| Lalor, | |

The question recurring upon the motion of Mr. Chetwood,

Upon the question, shall this motion be agreed to?

It was determined in the affirmative as follows;

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Davis, |
| Chetwood, | Doremus, |
| Corsen, | Flatt, |

Messrs. Hunt,
Johnes,
Lalor,
Ladow,
Pettit.
Pierson,
Messrs. Riggs,
Richards.
Springer,
Talmage,
Wade,—17.

NAYS.

Messrs. Bray,
Bleecker,
Brown.
Dellicker,
Flummerfelt,
Fries,
Messrs. Hull.
Linn,
Logan,
Molleson,
Strader,
Young,—12.

Mr. Springer moved further to amend said section by striking out the word "two," and inserting the word *three*—so as to read:

Every single man whether he lives with his parents or not, any sum not exceeding *three* dollars;

And before the question was taken,

Mr. Flummerfelt moved that the House do now adjourn:

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Corsen,
Flummerfelt,
Flatt,
Fries,
Hull,
Jobs,
Ladow,
Messrs. Pierson,
Pettit.
Riggs,
Richards,
Talmage,
Wade,
Young,—14.

NAYS.

Messrs. Alexander,
Bleecker,
Messrs. Bray,
Brown,

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Linn, |
| Doremus. | Logan, |
| Dellicker, | Lalor. |
| Davis, | Molleson, |
| Hunt. | Strader. |
| Johnes, | Springer.—16. |

The question then recurring upon the motion of Mr. Springer, the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Strader. |
| Doremus. | Springer, |
| Hunt, | Talmage, |
| Molleson, | Wade. |
| Pierson, | Young,—11. |
| Pettit, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flummerfelt. |
| Bleecker, | Hull, |
| Bray, | Jobs, |
| Brown. | Johnes. |
| Corsen, | Linn, |
| Dellicker, | Logan, |
| Davis, | Lalor. |
| Flatt, | Ladow,—16. |

The House then adjourned to this afternoon at three o'clock.

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At three o'clock the House met.

Mr. Flummerfelt from the committee upon that subject, reported the bill entitled An act to defray incidental charges;

Which was read and ordered a second reading.

Mr. Flummerfelt moved to dispense with the rules of the House in order to take up said bill on a second reading;

Which was agreed to.

The said bill was then read a second time, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Doremus called up the bill entitled An act to incorporate the Hudson river Bank, and moved that the same be postponed to the next session of the Legislature;

Which was agreed to.

The engrossed bill entitled A further supplement to the act entitled an act, relative to the Delaware and Raritan Canal, and the Camden and Amboy Railroad and Transportation companies, was taken up.

Mr. Davis moved that the further consideration of said bill be postponed;

Which was not agreed to.

The question being on the final passage of the bill:

Upon the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Lalor, |
| Bleecker, | Ladow. |
| Chetwood, | Molleson, |
| Cooper, | Ogden, |
| Corsen, | Pierson. |
| Doremus. | Pettit, |
| Dellicker. | Riggs, |
| Duryee, | Richards. |
| Edgar, | Saunier, |
| Flatt. | Strader, |
| Flummerfelt, | Springer |
| Fries, | Tuttle, |
| Gifford, | Talmage, |
| Hull, | Valentine, |
| Haight, (Sp.) | Wills, |
| Jobs, | Wade, |
| Linn. | Young,—35. |
| Logan, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Johnes. |
| Brown, | Larason.—5. |
| Davis, | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood moved to dispense with the rules of the House in order to take up the bill from Council entitled An act to authorise the board of chosen freeholders of the county of Passaic, to borrow money;

Which was agreed to.

The said bill was read a third time:

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Logan, |
| Chetwood, | Ladow, |
| Cooper, | Molleson, |
| Caldwell, | Ogden, |
| Doremus, | Pierson, |
| Dellicker, | Pettit, |
| Duryee. | Riggs, |
| Flatt. | Richards, |
| Flummerfelt, | Saunier, |
| Fries. | Springer, |
| Gifford. | Tuttle, |
| Hull, | Talmage, |
| Haight, (Sp.) | Wade. |
| Jobs, | Young,—29. |
| Linn, | |

NAYS.

| | |
|---|---|
| Messrs. Davis. | Messrs. Strader, |
| Johnes. | Wills,—5. |
| Lalor, | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill without amendment.

Mr. Riggs called up the engrossed bill entitled An act to

authorise the sale of a part of the government lot in the city of Trenton, and moved that the same be committed;

Which was agreed to;

And Messrs. Rigs, Bray, and Johnes, appointed.

Mr. Riggs moved to dispense with the rules of the House in order to take up the bill from Council entitled An act to incorporate the Silesian Beet Sugar Company of the county of Passaic, upon its final passage;

Which was agreed to.

The said bill was then taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Lalor. |
| Brown, | Ladow. |
| Chetwood, | Molleson, |
| Corsen, | Ogden, |
| Doremus, | Pierson, |
| Dellicker, | Pettit, |
| Davis, | Riggs, |
| Flatt, | Richards, |
| Flummerfelt, | Saunier. |
| Fries, | Strader, |
| Gifford, | Springer. |
| Hull, | Tuttle. |
| Haight, (Sp.) | Talmage, |
| Jobs, | Wade, |
| Johnes, | Wills, |
| Linn, | Young.—33. |
| Logan, | |

NAY.

Mr. Duryee.—1.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill with an amendment, to which amendment the assent of Council is requested.

Mr. Riggs from the committee upon that subject, reported the bill entitled An act for the relief of the state of New Jer-

sey in relation to the estate of John G. Leake, deceased; with amendments; which amendments were read, agreed to, and the said bill ordered to be re-engrossed.

Mr. Chetwood called up the bill entitled An act respecting taxes for county and township purposes, being the unfinished business of the morning;

And while the same was under consideration,

Mr. Chetwood moved to amend the same by annexing thereto the following:

Sec. 4. And be it enacted, That the Assessors and Collectors of the several townships, cities and boroughs, of this state, shall each be entitled to receive *ten* cents for each name on their respective duplicates, in assessing, levying and collecting, the township, city or borough, and county taxes, instead of the fees now allowed by law.

Mr. Springer moved to amend the amendment by striking out the word "ten," and inserting in lieu thereof the word *eight;*

Which was agreed to.

The said bill was further amended, agreed to, and ordered to be engrossed for a third reading.

Mr. Davis called up the bill entitled An act for the relief of certain Insurance companies in this state;

And upon the question of agreeing to the first section, Mr. Flummerfelt called for the yeas and nays, which were ordered:

And on the question, shall this section be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Ogden, |
| Caldwell, | Pettit, |
| Doremus, | Richards, |
| Davis, | Saunier, |
| Fries, | Springer, |
| Lalor, | Tuttle, |
| Molleson. | Wills,—14. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Cooper. |
| Bleecker, | Corsen, |
| Brown, | Dellicker. |

| | |
|---|---|
| Messrs. Duryee, | Messrs. Logan, |
| Flatt, | Larason, |
| Flummerfelt, | Ladow, |
| Gifford, | Pierson, |
| Hull, | Riggs, |
| Haight. (Sp.) | Strader, |
| Hunt, | Talmage, |
| Jobs, | Valentine, |
| Johnes, | Wade, |
| Linn, | Young.—26. |

A message from Council, by Mr. Shreeve, their assistant secretary, informed the House that Council have passed the following bills from the House of Assembly, viz:

An act regulating the applications of guardians and others for power to sell lands and other property.

A further supplement to the act entitled an act for the instruction of indigent deaf and dumb persons, inhabitants of this state, passed the 10th November, 1821;

Without amendment.

Council have disagreed to the bills from the House of Assembly, entitled An act for the relief of George Townly of the county of Somerset; and

An act for the relief of Nathan Elmer of the county of Essex; and herewith return the same.

Council have agreed to the amendments made by the House of Assembly to the resolution relating to the repairs to be made to the government property in this city.

Council have also passed the accompanying resolution relating to improvements in the state house yard, and request the concurrence of the House of Assembly.

Council have also passed the accompanying resolution relating to a joint meeting.

The resolution from Council relating to the improvement of the State House Yard, was taken up and read.

Mr. Molleson moved to amend the same by striking out all that part which related to the Trenton Delaware Falls company;

Which was agreed to.

The resolution as amended was then agreed to.

Ordered, That the Clerk inform Council that the House of Assembly have agreed to said concurrent resolution with an amendment; to which amendment the assent of Council is requested.

The resolution from Council relative to a joint meeting, was taken up and read.

Mr. Chetwood moved that the same be agreed to;

Upon which motion the yeas and nays were called for and ordered;

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Molleson. |
| Cooper, | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Duryee, | Richards, |
| Flatt. | Springer, |
| Fries, | Tuttle, |
| Hunt, | Talmage. |
| Larason. | Wade,--19. |
| Ladow. | |

NAYS.

| | |
|---|---|
| Messrs, Alexander. | Messrs. Jobs, |
| Bleecker, | Johnes, |
| Bray, | Linn, |
| Brown, | Logan, |
| Doremus, | Lalor, |
| Dellicker. | Riggs, |
| Davis, | Saunier, |
| Edgar, | Strader, |
| Flummerfelt, | Valentine, |
| Gifford, | Wills, |
| Hull, | Young—23. |
| Haight, (Sp.) | |

Mr. Chetwood offered the following:

Resolved, That the Clerk inform Council that the House of Assembly is ready to go into a joint meeting for the appointment of a Law reporter, Inspectors and principal Keeper of the State Prison, Surrogate of the county of Cumberland, Clerks, Surrogates and prosecutors of the Pleas, for the counties of Passaic and Atlantic, and such military officers as may be necessary, and for no other appointments or reappointments what-

ever; and that Council fix the time and place of such joint meeting.

Mr. Ladow moved to amend the same, by inserting after the word "Atlantic," the words *Prosecutor of the Pleas for the county of Morris;*

Which was agreed to.

Mr. Valentine moved to amend the same, by inserting between the words "such" and "military" the words, *other civil and,*

Which was agreed to.

Mr. Chetwood asked leave to withdraw the said resolution,

And upon the question of granting leave, the yeas and nays were called for and ordered;

And on the question, shall leave be granted?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood. | Messrs. Ladow, |
| Cooper. | Molleson, |
| Caldwell, | Ogden, |
| Corsen. | Pierson, |
| Durvee. | Pettit, |
| Flatt, | Richards, |
| Fries, | Springer, |
| Haight, (Sp.) | Tuttle, |
| Hunt. | Talmage. |
| Larason, | Wade.—20. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Bleecker, | Jobs, |
| Bray, | Linn, |
| Brown, | Logan. |
| Doremus, | Lalor. |
| Dellicker, | Riggs. |
| Davis. | Saunier, |
| Edgar, | Strader. |
| Flummerfelt, | Valentine. |
| Gifford, | Wills. |
| Hull, | Young,—22. |

Mr. Alexander moved to amend the said resolution by striking out the words "and for no other appointments or reappointments whatever;

Which was agreed to.

Mr. Chetwood moved to further amend the said resolution by striking out the words "as may be necessary," and inserting in lieu thereof, *as each delegation may deem necessary or advisable for their respective counties;*

Which was not agreed to.

On motion of Mr. Flatt, the House adjourned to to-morrow morning at nine o'clock.

---

TUESDAY, March 14, 1837.

At nine o'clock the House met.

Mr. Alexander presented the following duplicate statement of the affairs of the Trenton Delaware Bridge company, intended to supply the place on the files of the House, of a similar statement presented last year, and mislaid or lost;

Which was ordered to be printed:

## *A STATEMENT OF THE AFFAIRS OF THE*

DR.

| | | |
|---|---|---|
| 1813, April 1, | To amount of Tolls from Jan'y. 1, 1807, to April 1st, 1813, | 57077 16½ |
| Oct. 1, | Amount of tolls rec'd. from April last. Dividend 14, | 6750 02 |
| 1814, April 1, | Amount of tolls from October last. Div. 15. | 8818 77 |
| Oct. 1, | Amount of tolls from April last. Div. 16. | 6074 24 |
| 1815, April 1, | Amount of tolls rec'd. from October last. Div. 17, | 7041 54 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 18, | 5376 62 |
| 1816, April 1, | Amount of tolls rec'd. from October last. Div. 19. | 5294 73 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 20, | 5610 24 |
| 1817, April 1, | Amount of tolls rec'd. from October last. Div. 21, | 4307 23 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 22, | 5233 28 |
| 1818, April 1, | Amount of tolls rec'd. from October last. Div. 23, | 5012 81 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 24, | 5295 69 |
| 1819, April 1, | Amount of tolls rec'd. from October last. Div. 25, | 4994 03 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 26, | 4832 23 |

*TRENTON DELAWARE BRIDGE COMPANY.*

CR.

| | | | | |
|---|---|---|---|---|
| 1813, April 1. | By Div. 1st, 13th, paid | | 49750 00 | |
| | Contingent expenses from Jan. 1st, 1807, to April 1st, 1813, | | 6961 86 | |
| | | | | 56711 86 |
| 1813, Oct, 1, | Div. 14th, | 2 50 sh. | 4975 00 | |
| | con't. ex. | | 277 81 | |
| | | | | 5252 81 |
| 1814, April 1, | Div. 15, | 2 50 | 4975 00 | |
| | con't. ex. | | 675 05 | |
| | | | | 5650 05 |
| Oct. 1, | Div. 16, | 2 50 | 4975 00 | |
| | con't. ex. | | 418 70 | |
| | | | | 5393 70 |
| 1815, April 1, | Div. 17, | 2 40 | 4776 00 | |
| | con't. ex. | | 380 56 | |
| | | | | 5156 56 |
| Oct, 1, | Div. 18, | 2 40 | 4776 00 | |
| | con't. ex. | | 699 00 | |
| | | | | 5475 78 |
| 1816, April 1, | Div. 19, | 2 40 | 4776 00 | |
| | con't. ex. | | 547 69 | |
| | | | | 5323 69 |
| Oct. 1, | Div. 20, | 2 40 | 4776 00 | |
| | con't. ex. | | 1593 58 | |
| | | | | 6369 58 |
| 1817, April 1, | Div. 21, | 2 00 | 3980 00 | |
| | con't. ex. | | 317 43 | |
| | | | | 4297 43 |
| Oct. 1, | Div. 22, | 2 40 | 4776 00 | |
| | con't. ex. | | 894 04 | |
| | | | | 5670 04 |
| 1818, April 1, | Div. 23, | 2 40 | 4776 00 | |
| | con't ex. | | 305 83 | |
| | | | | 5081 83 |
| Oct. 1, | Div. 24, | 2 40 | 4776 00 | |
| | con't. ex. | | 1091 10 | |
| | | | | 5867 10 |
| 1819, April 1, | Div. 25, | 2 20 | 4378 00 | |
| | con't, ex. | | 303 49 | |
| | | | | 4681 49 |
| Oct. 1, | Div. 26, | 2 00 | 3980 00 | |
| | con't. ex. | | 595 25 | |
| | | | | 4575 25 |

| | | DR. |
|---|---|---|
| 1820, April 1, | Amount of tolls rec'd. from October last. Div. 27, | 4026 70 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 28, | 4421 76 |
| 1821, April 1, | Amount of tolls rec'd. from October last. Div. 29, | 3525 81 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 30, | 3270 94 |
| 1822, April 1, | Amount of tolls rec'd from October last. Div. 31, | 3567 17 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 32. | 4260 00 |
| 1823, April 1, | Amount of tolls rec'd. from October last. Div. 33, | 3582 20 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 34, | 3872 71 |
| 1824, April 1, | Amount of tolls rec'd. from October last. Div. 35, | 3531 92 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 36, | 4184 16 |
| 1825, April 1, | Amount of tolls rec'd. from October last. Div. 37. | 3883 84 |
| Oct, 1, | Amount of tolls rec'd. from April last. Div. 38, | 6 305 51 |
| 1826, April 1, | Amount of tolls rec'd. from October last. Div. 39, | 4 457 61 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 40, | 3 547 46 |
| 1827, April 1, | Amount of tolls rec'd. from October last. Div. 41, | 1 075 97 |

| | | | | CR. |
|---|---|---|---|---|
| 1820, April 1, | Div. 27, | 2 00 | 3980 09 | |
| | con't. ex. | | 303 25 | |
| | | | | 4283 25 |
| Oct. 1, | Div. 28, | 1 80 | 3582 00 | |
| | con't. ex. | | 573 00 | |
| | | | | 4155 00 |
| 1821, April 1, | Div. 29, | 1 50 | 2985 00 | |
| | con't. ex. | | 304 75 | |
| | | | | 3289 75 |
| Oct. 1, | Div. 30, | 1 50 | 2985 00 | |
| | con't. ex. | | 397 83 | |
| | | | | 3382 83 |
| 1822, April 1, | Div. 31, | 1 00 | 1989 00 | |
| | con't. ex. | | 384 81 | |
| | | | | 2373 81 |
| Oct. 1, | Div. 32, | 1 75 | 3480 75 | |
| | con't. ex. | | 594 76 | |
| | | | | 4075 51 |
| 1823, April 1, | Div. 33, | 1 75 | 3480 75 | |
| | con't. ex. | | 460 49 | |
| | | | | 3941 24 |
| Oct. 1. | Div. 34, | 1 75 | 3480 75 | |
| | con't. ex. | | 459 60 | |
| | | | | 3940 35 |
| 1824. April 1, | Div. 35, | 1 60 | 3182 40 | |
| | con't. ex. | | 185 98 | |
| | | | | 3368 38 |
| Oct. 1, | Div. 36, | 1 75 | 3480 75 | |
| | con't. ex. | | 437 30 | |
| | | | | 3918 05 |
| 1825, April 1, | Div. 37, | 1 75 | 3480 75 | |
| | con't. ex. | | 204 45 | |
| | | | | 3685 20 |
| Oct. 1, | Div. 38, | 1 75 | 3480 75 | |
| | con't. ex. | | 418 06 | |
| | | | | 3898 81 |
| 1826, April 1, | Div. 39, | 1 50 | 2983 50 | |
| | con't. ex. | | 340 95 | |
| | | | | 3324 45 |
| Oct. 1, | Div. 40, | 1 50 | 2983 50 | |
| | con't. ex. | | 922 73 | |
| | | | | 3906 23 |
| 1827, April 1, | Div. 41, | 1 50 | 2983 50 | |
| | con't. ex. | | 3209 11 | |
| | | | | 6192 61 |

DR.

| | | |
|---|---|---|
| 1827. Oct. 1. | Amount of tolls rec'd. from April last. Div. 42, | 4027 15 |
| 1828. April 1, | Amount of Tolls rec'd. from October last. Div. 43, | 4317 73 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 44, | 4925 41 |
| 1829, April 1, | Amount of tolls from October last. Div. 45. | 5363 72 |
| Oct. 1, | Amount of tolls from April last. Div. 46. | 4578 49 |
| 1830, April 1, | Amount of tolls rec'd. from October last. Div. 47, | 4327 71 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 48, | 3847 10 |
| 1831, April 1, | Amount of tolls rec'd. from October last. Div. 49. | 5066 02 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 50, | 2962 20 |
| 1832, April 1, | Amount of tolls rec'd. from October last. Div. 51, | 5232 11 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 52, | 3965 13 |
| 1833, April 1, | Amount of tolls rec'd. from October last. Div. 53, | 4050 47 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 54, | 5024 26 |
| 1834, April 1, | Amount of tolls rec'd. from October last. Div. 55, | 5693 94 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 56, | 4245 24 |

| | | | | CR. |
|---|---|---|---|---|
| 1827, Oct, 1, | Div. 42, | 1 50 sh. | 2983 50 | |
| | con't. ex. | | 2244 45 | |
| | | | | 5227 95 |
| 1828, April 1. | Div. 43. | 1 50 | 2983 50 | |
| | con't. ex. | | 2777 30 | |
| | | | | 5760 80 |
| Oct. 1. | Div. 44. | 1 50 | 2983 50 | |
| | con't. ex. | | 2142 37 | |
| | | | | 5125 87 |
| 1829, April 1, | Div. 45, | 1 50 | 2983 50 | |
| | con't. ex. | | 2366 28 | |
| | | | | 5349 78 |
| Oct. 1, | Div. 46, | 1 50 | 2983 50 | |
| | con't. ex. | | 865 59 | |
| | | | | 3849 09 |
| 1830, April 1, | Div. 47, | 1 50 | 2983 50 | |
| | con't. ex. | | 1570 60 | |
| | | | | 4554 10 |
| Oct. 1, | Div. 48, | 1 50 | 2983 50 | |
| | con't. ex. | | 2386 92 | |
| | | | | 5370 42 |
| 1831, April 1, | Div. 49, | 1 50 | 2983 50 | |
| | con't. ex. | | 1418 51 | |
| | | | | 4402 01 |
| Oct. 1, | Div. 50, | 1 50 | 2983 50 | |
| | con't. ex. | | 434 33 | |
| | | | | 3417 83 |
| 1832, April 1, | Div. 51, | 1 50 | 2983 50 | |
| | con't ex. | | 556 48 | |
| | | | | 3539 98 |
| Oct. 1, | Div. 52, | 1 50 | 2983 50 | |
| | con't. ex. | | 299 70 | |
| | | | | 3283 20 |
| 1833, April 1, | Div. 53, | 1 50 | 2983 50 | |
| | con't, ex. | | 865 06 | |
| | | | | 3848 56 |
| Oct. 1, | Div. 54, | 1 50 | 2983 50 | |
| | con't. ex. | | 744 16 | |
| | | | | 3727 66 |
| 1834, April 1, | Div. 55, | 1 50 | 2983 50 | |
| | con't. ex. | | 523 41 | |
| | | | | 3506 91 |
| Oct. 1, | Div. 56, | 1 50 | 2983 50 | |
| | con't ex. | | 492 34 | |
| | | | | 3175 84 |

| | | DR. |
|---|---|---|
| 1835, April 1, | Amount of tolls rec'd. from October last. Div. 57, | 4385 44 |
| Oct. 1, | Amount of tolls rec'd. from April last. Div. 58, | 4937 62 |

| | | | | CR. |
|---|---|---|---|---|
| 1835, April 1, | Div, 57. | 1 50 | 2983 50 | |
| | con't. ex. | | 627 56 | |
| | | | | 3611 06 |
| Oct. 1, | Div. 58, | 1 50 | 2983 50 | |
| | con't. ex. | | 504 92 | |
| | | | | 3488 42 |

| | |
|---|---|
| Total amount of Dividends paid, | 209702 90 |
| Total amount of contingent costs and charges, | 45079 22 |

| | |
|---|---|
| Amount of Capital Stock expended in the erection of the Trenton Delaware Bridge, viz: 1989 shares, a 80 dolls. per share, paid in, | 1591 20 |

I certify, that the foregoing statement taken from the books of the Trenton Delaware Bridge Company, is correct.

HENRY PAXSON, *Treasurer.*

CHAS. BURROUGHS, *President.*

EBENEZER P. ROSE,
THOMAS BIDDLE,
PHIL. DICKINSON.
COLEMAN FISHER,
H. J. WILLIAM,
*Managers.*

Mr. Flummerfelt presented a petition from James Pyatt and Thomas Reading, praying the passage of the bill authorising Jeremiah King to sell certain real estate;

Which was read and ordered to lie on the table.

Mr. Flummerfelt moved that the bill entitled An act to authorise Jeremiah King to make sale of certain real estate late of Jeremiah King, deceased, in the county of Hunterdon and elsewhere, be reinstated on the files of the House;

Which was agreed to.

Mr. Riggs presented a remonstrance from sundry citizens of Bergen, against the passage of the bill entitled An act to incorporate the New Jersey Agricultural company;

Which was read and ordered to lie on the table.

Mr. Riggs from the committee on that subject reported the bill from Council entitled An act to authorise the sale of a part of the government lot in the city of Trenton; with an amendment; which amendment was agreed to, and said bill ordered to a third reading.

The bill from Council entitled An act to incorporate the Paterson Iron and Steel company,

Was taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Logan, |
| | Bleecker, | | Lalor, |
| | Chetwood, | | Ladow, |
| | Caldwell, | | Molleson, |
| | Doremus, | | Ogden, |
| | Dellicker, | | Pierson, |
| | Duryee, | | Pettit, |
| | Edgar, | | Richards, |
| | Flatt, | | Riggs, |
| | Flummerfelt, | | Strader, |
| | Fries, | | Saunier, |
| | Gifford, | | Springer, |
| | Hull, | | Tuttle, |
| | Haight, (Sp.) | | Talmage, |
| | Hunt, | | Wade, |
| | Johnes, | | Wills, |
| | Linn, | | Young.—31. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Brown, | Messrs. | Jobs, |
| | Corsen, | | Larason, |
| | Davis, | | Valentine,—6. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill with amendments, to which amendments the assent of Council is requested.

Mr. Riggs moved to reconsider the vote given yesterday on the question of postponing to the next session of the Legisla-

tere the bill entitled An act to incorporate the Delaware manufacturing company;

Which was agreed to.

The engrossed bill entitled An act making a further appropriation for the prosecution of the geological and mineralogical survey of this state;

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Logan, |
| Bleecker, | Lalor, |
| Blane, | Molleson, |
| Chetwood, | Ogden, |
| Cooper, | Pierson, |
| Doremus, | Riggs, |
| Duryee, | Richards, |
| Edgar, | Springer, |
| Flatt, | Saunier, |
| Fries, | Tuttle, |
| Gifford, | Talmage, |
| Haight, (Sp.) | Wills, |
| Hunt, | Wade,--27. |
| Jobs, | |

NAYS.

| | |
|---|---|
| Messrs. Caldwell, | Messrs. Larason, |
| Dellicker, | Ladow, |
| Davis, | Pettit, |
| Flummerfelt, | Strader, |
| Hull, | Valentine, |
| Johnes, | Young—13. |
| Linn, | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The re-engrossed bill entitled An act appointing trustees to sell and convey the real estate of Guysbert B. Vroom, dec'd.;
Was taken up, read,
And on the question, shall this re-engrossed bill pass?
It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Hull, |
| Bray, | Jobs, |
| Brown, | Logan. |
| Blane, | Ladow, |
| Chetwood. | Molleson, |
| Cooper. | Ogden, |
| Corsen. | Pierson, |
| Doremus, | Richards, |
| Dellicker, | Saunier, |
| Duryee. | Springer, |
| Davis. | Talmage. |
| Edgar, | Valentine. |
| Flatt, | Wade, |
| Flummerfelt, | Wills. |
| Fries, | Young,—32. |

NAYS.

Mr. Haight, (Sp.) Mr. Larason,—2.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed.

The engrossed bill entitled An act to dissolve the marriage contract between Nancy Cotwell and James Cotwell,

Was taken up, read a third time and compared,
And on the question, shall this bill pass?
It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Ogden. |
| Brown. | Pettit, |
| Caldwell, | Richards, |
| Doremus, | Saunier. |
| Fries, | Strader, |
| Gifford, | Springer, |
| Hull. | Valentine, |
| Haight, (Sp.) | Wade. |
| Hunt. | Young.—19. |
| Ladow. | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Bleecker, | Johnes, |
| Blane, | Linn, |
| Cooper, | Larason, |
| Corsen. | Molleson, |
| Duryee, | Tuttle, |
| Davis, | Wills.—15. |
| Flatt, | |

On motion of Mr. Riggs, Ordered, That the said bill be laid on the table.

The engrossed bill entitled An act respecting taxes for county and township purposes,"

Was taken up, read a third time and compared,

And on the question, shall this bill pass ?

It was determined in the affirmative as follows :

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Dellicker, |
| Bleecker, | Doremus, |
| Brown. | Duryee, |
| Chetwood, | Davis, |
| Caldwell, | Edgar, |
| Corsen, | Flatt, |

| | | | |
|---|---|---|---|
| Messrs. | Flummerfelt, | Messrs. | Ladow, |
| | Fries, | | Pierson, |
| | Gifford, | | Saunier, |
| | Hull. | | Springer, |
| | Haight, (Sp.) | | Tuttle, |
| | Hunt, | | Talmage, |
| | Jobs, | | Wills, |
| | Johnes, | | Young,—28. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Ogden, |
| | Blane, | | Riggs, |
| | Linn, | | Richards. |
| | Larason, | | Strader,—8. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled An act for the relief of the State of New Jersey in relation to the estate of John G. Leake, deceased,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Gifford, |
| | Bray, | | Haight, (Sp.) |
| | Brown, | | Hunt, |
| | Blane, | | Johnes. |
| | Cooper. | | Logan. |
| | Caldwell, | | Larason. |
| | Corsen, | | Lalor. |
| | Doremus. | | Ladow, |
| | Dellicker, | | Ogden, |
| | Duryee, | | Pettit. |
| | Davis, | | Riggs, |
| | Edgar, | | Richards, |
| | Flummerfelt, | | Saunier. |

Messrs. Strader.
Springer.
Wade.
Messrs. Wills.
Young.—31.

NAYS.

Messrs. Flatt,
Hull,
Jobs.
Linn.
Messrs. Pierson,
Tuttle,
Talmage.—7.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood asked and obtained leave to introduce a bill entitled An act to change the time of holding the September term of the Courts of Common Pleas and General Sessions of the Peace, in and for the borough of Elizabeth;

Which was read and ordered a second reading.

Mr. Chetwood moved that the rules of the House be dispensed with, and that said bill be taken up on its second reading;

Which was agreed to.

The said bill was then read a second time, agreed to, and ordered to be engrossed for a third reading.

The engrossed bill entitled An act to authorise Jeremiah King to make sale of certain real estate late of Jeremiah King, deceased, in the county of Hunterdon and elsewhere;

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Blane,
Cooper,
Caldwell,
Messrs. Corsen,
Doremus,
Duryee,
Edgar,
Flatt.
Flummerfelt,
Fries,

| | |
|---|---|
| Messrs. Gifford, | Messrs. Pettit, |
| Hull, | Richards. |
| Haight, (Sp.) | Strader, |
| Hunt. | Springer |
| Johnes, | Talmage, |
| Linn. | Valentine, |
| Larason. | Wills, |
| Ladow. | Wade, |
| Ogden, | Young,—33. |
| Pierson. | |

NAY.

Mr. Tuttle.—1

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Riggs asked and obtained leave to introduce a bill entitled A further supplement to an act entitled an act to erect parts of the counties of Essex and Bergen into a new county, to be called the county of Passaic; and the eastern part of the county of Gloucester into a separate county to be called the county of Atlantic;

Which was read and ordered a second reading.

Mr. Riggs moved to dispense with the rules of the House in order to take up said bill on its second reading;

Which was agreed to.

The said bill was then read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Alexander offered the following:

Resolved, That the Treasurer of this state be and he is hereby authorised, to pay to Richard P. Thompson, esquire, the sum of one hundred and six dollars and forty-one cents, being a balance due him from the state for his services as Clerk of the House of Assembly for the session of 1835–6.

Mr. Alexander presented a certificate from the Treasurer and Secretary of state, of the correctness of the above resolution;

Which was read, and the resolution agreed to.

Mr. Caldwell called up the bill from Council entitled An act for the relief of John Mapes;

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Caldwell moved to dispense with the rules of the House in order to take up said bill on its final passage;

Which was agreed to.

The said bill was then read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

The bill from Council entitled An act to repeal an act entitled an act to release to Aaron Ogden the right of the State of New Jersey, of, in and to a certain lot of land covered with water in the bay New York, herein described and specified, passed January 25th, eighteen hundred and thirty-seven,

Was taken up, and upon the question of agreeing to the first section of said bill, the yeas and nays were called for by Mr. Flatt, and ordered:

And on the question, shall this section be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Jobs. |
| Bleecker, | Johnes, |
| Brown, | Linn, |
| Blane. | Logan. |
| Budd, | Larason, |
| Corsen, | Lalor. |
| Doremus. | Molleson, |
| Dellicker, | Riggs, |
| Duryee, | Saunier. |
| Edgar, | Strader. |
| Flummerfelt, | Springer. |
| Gifford. | Talmage. |
| Hull. | Young,—27. |
| Haight, (Sp.) | |

NAYS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Caldwell, |
| Cooper. | Flatt. |

| | |
|---|---|
| Messrs. Fries, | Messrs. Richards, |
| Hunt, | Tuttle, |
| Ladow, | Valentine, |
| Ogden, | Wade, |
| Pierson, | Wills,—14. |

Mr. Chetwood moved to strike out the preamble of said bill as follows:

"Whereas the Legislature of New Jersey did, on the twenty fifth day of January, one thousand eight hundred and thirty-seven, on application of Aaron Ogden, pass an act entitled 'An act to release to Aaron Ogden the right of the state of New Jersey of, in, and to a certain lot of land covered with water, in the bay of New York, herein described and specified,' releasing to the said Aaron Ogden, his heirs and assigns, all the right of the state of New Jersey, to a certain lot of ground under water containing ten acres, strict measure, as reference to said act will appear—And whereas it was represented to this legislature that the said lot of land under water, as a common fishery, was of no value to the people of New Jersey, inasmuch as it was ground on which oysters did not naturally grow—And whereas it has since the passage of said act been shown to the satisfaction of this legislature, that said act was passed under a misapprehension in the premises; and it appearing that the said released land is now, and has been for the last forty years a valuable and natural oyster ground—Therefore,"

Upon which motion the yeas and nays were called for and ordered;

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Lalor, |
| Budd, | Ladow, |
| Chetwood, | Ogden, |
| Cooper, | Pierson, |
| Doremus, | Richards, |
| Duryee, | Tuttle, |
| Flatt, | Talmage, |
| Fries, | Valentine, |
| Hunt, | Wade, |
| Jobs, | Wills, |
| Linn, | Young,—22. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp.) |
| Brown. | Johnes. |
| Blane, | Logan, |
| Corsen, | Larason. |
| Dellicker, | Molleson, |
| Edgar. | Riggs, |
| Flummerfelt, | Saunier, |
| Gifford. | Strader, |
| Hull, | Springer,—18. |

The said bill having been agreed to, upon the question of ordering the same to a third reading, Mr. Flatt called for the yeas and nays which were ordered:

And on the question, shall this bill have a third reading?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Jobs, |
| Bray, | Johnes. |
| Brown. | Linn, |
| Blane, | Logan, |
| Budd, | Larason. |
| Doremus. | Lalor, |
| Dellicker, | Molleson, |
| Duryee, | Riggs. |
| Edgar, | Saunier, |
| Flummerfelt. | Strader. |
| Gifford, | Springer, |
| Hull, | Talmage, |
| Haight, (Sp.) | Young,—26. |

NAYS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Richards. |
| Corsen, | Tuttle, |
| Flatt, | Valentine. |
| Fries. | Wade. |
| Hunt, | Wills.—15. |
| Ladow, | |

The House then adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Gifford asked and obtained leave to introduce a bill entitled A supplement to the act entitled an act for the support of the government of this state, passed the eighth day of November, eighteen hundred and thirty-six;

Which was read and ordered a second reading.

Mr. Gifford moved to dispense with the rules of the House in order to take up said bill on a second reading;

Which was agreed to.

The said bill was then taken up, read a second time by sections, agreed to, and ordered to be engrossed for a third reading.

Mr. Corsen called up the engrossed bill entitled An act to incorporate the Cape May Bank, to be located in the county of Cape May, and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

The engrossed bill entitled An act to defray incidental charges;

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Ladow. |
| Bleecker, | Molleson, |
| Bray, | Pierson, |
| Brown, | Riggs, |
| Burtis, | Richards, |
| Cooper. | Saunier. |
| Doremus, | Springer. |
| Duryee. | Tuttle. |
| Edgar, | Talmage, |
| Flatt, | Valentine, |
| Flummerfelt, | Wade, |
| Jobs, | Wills, |
| Johnes, | Young,—62. |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Haight, (Sp.) |
| Budd, | Linn, |
| Chetwood, | Logan, |
| Corsen, | Larason, |
| Dellicker, | Ogden, |
| Gifford, | Pettit, |
| Hull, | Strader,—14. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood moved to dispense with the rules of the House in order to take up the bill entitled An act to change the time of holding the September term of the Courts of Common Pleas and General sessions of the Peace in and for the borough of Elizabeth;

Which was agreed to.

The said engrossed bill was then taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Johnes, |
| Chetwood, | Linn, |
| Cooper, | Ladow, |
| Caldwell, | Lalor, |
| Corsen. | Molleson. |
| Doremus. | Ogden. |
| Duryee, | Richards, |
| Edgar, | Strader, |
| Flatt, | Springer, |
| Flummerfelt, | Tuttle. |
| Fries, | Talmage. |
| Gifford, | Valentine, |
| Hull, | Wade, |
| Haight, (Sp.) | Wills, |
| Hunt, | Young,—31. |
| Jobs, | |

NAYS.

Messrs. Alexander,
Bleecker,
Mr. Budd,—3.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Riggs moved to dispense with the rules of the House in order to take up the bill from Council entitled An act to authorise the sale of a part of the government lot in the city of Trenton;

Which was agreed to.

The said bill was then taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

Messrs. Alexander,
Chetwood,
Cooper,
Caldwell,
Doremus,
Duryee,
Fries,
Haight. (Sp.)
Lalor,
Molleson.
Messrs. Ogden,
Pierson,
Pettit,
Richards,
Riggs,
Saunier,
Springer,
Tuttle,
Wade,—19.

NAYS.

Messrs. Brown,
Bleecker,
Bray,
Blane,
Burtis,
Budd.
Corsen,
Dellicker.
Edgar,
Gifford,
Hull,
Messrs. Hunt,
Jobs,
Linn,
Larason,
Ladow,
Strader,
Talmage,
Valentine,
Wills,
Young.—21.

On motion of Mr. Chetwood, Ordered, That said bill be laid on the table.

Mr. Riggs moved to dispense with the rules of the House in order to take up the engrossed bill entitled A further supplement to an act entitled an act to erect parts of the counties of Essex and Bergen into a new county to be called the county of Passaic; and the eastern part of the county of Gloucester into a separate county to be called the county of Atlantic;

Which was agreed to.

The said bill was then taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Alexander offered the following:

Resolved, That the Clerk inform Council that this House cannot consent to go into joint-meeting on any other terms than those mentioned in the resolution adopted by this Houee, and sent to Council on the 3d instant.

And while the same was under consideration,

Mr. Alexander withdrew the same, and moved to take up the resolution relating to a joint meeting offered by Mr. Chetwood, and being the unfinished business of yesterday:

Upon which motion Mr. Chetwood called for the yeas and nays which were ordered:

And on the question, shall this resolution be taken up?

It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Burtis,
Budd,
Doremus,
Dellicker,
Edgar,
Flummerfelt,
Gifford,
Hull,
Haight, (Sp.)
Jobs,
Johnes,
Linn,
Logan.
Lalor,
Riggs.
Saunier,
Strader.
Valentine.
Wills.—23.

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Molleson, |
| Chetwood. | Ogden, |
| Cooper. | Pierson, |
| Corsen. | Pettit. |
| Durvee. | Richards, |
| Flatt, | Springer, |
| Fries, | Tuttle, |
| Hunt. | Talmage. |
| Larason, | Wade,—19. |
| Ladow, | |

The said resolution was taken up;

Mr. Valentine moved to amend the same by inserting the words "a chancery reporter;"

Which was agreed to.

Upon the question of agreeing to the said resolution the yeas and nays were called for and ordered:

And on the question, shall this resolution be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs Haight, (Sp.) |
| Bleecker, | Jobs, |
| Bray, | Johnes, |
| Brown, | Linn, |
| Burtis, | Logan, |
| Budd. | Lalor, |
| Doremus, | Riggs, |
| Dellicker. | Saunier, |
| Edgar, | Strader, |
| Flummerfelt. | Valentine. |
| Gifford, | Wills,--23. |
| Hull, | |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Caldwell, |
| Chetwood, | Corsen, |
| Cooper, | Duryee, |

| | |
|---|---|
| Messrs, Flatt. | Messrs. Pierson, |
| Fries, | Pettit, |
| Hunt, | Richards, |
| Larason. | Springer, |
| Ladow. | Tuttle, |
| Molleson. | Talmage, |
| Ogden, | Wade,—20. |

Mr. Ladow called up the bill entitled An act for the relief of Benjamin Cozier, of the county of Cumberland;

Which was read a second time. agreed to, and ordered to be engrossed for a third reading.

Mr. Ladow called up the bill entitled An act for the relief of George Taylor, of the county of Cumberland;

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Chetwood called up the bill entitled An act for the regulation of the State Penitentiary;

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

A message from Council by Mr. Shreve their assistant secretary, informed the House that Council have passed the bill from the House of Assembly, entitled A further supplement to the act entitled an act relative to the Delaware and Raritan Canal and the Camden and Amboy rail road and Transportation companies; with amendments; to which the assent of the House of Assembly is requested.

The bill entitled A further supplement to the act entitled an act relative to the Delaware and Raritan Canal and the Camden and Amboy rail road and trasportation companies.

Was taken up, the amendments made by Council agreed to, and said bill ordered to be re-engrossed.

Mr. Flummerfelt offered the following:

Resolved, (Council concurring,) That the Treasurer be authorised to pay to the order of the Governor out of any moneys not otherwise appropriated, any sum or sums not exceeding five hundred dollars, to Counsel who have been or may be employed in defending the rights of the people of this state in the suit now pending between the state and the proprietors.

Which was read and agreed to.

Mr. Wills asked and obtained leave to lay before the House the following:

The undersigned, President and Treasurer of the Bordentown and South Amboy Turnpike Company, respectfully Report—

That on the 16th day of February, 1816, The Honorable Le-

gislative Council and General Assembly of this State passed an act to incorporate the Stockholders of said Company, for the purpose of making a turnpike road from Bordentown to South Amboy.

That the Company was under the necessity of contracting a debt for the purpose of completing their road.

That the road was completed, and the stockholders had a fair prospect of receiving, and did receive some remuneration for their investment.

That in 1826, when the last report was made to the honorable legislature then sitting, they were not the officers of the company.

That at a subsequent election Wm. McKnight and Daniel Snowhill were removed from the offices of Treasurer and President.

Notwithstanding their removal, Wm. McKnight has retained many of the books, papers and monies, belonging to the company.

The undersigned would further respectfully represent, that on the 4th day of February, 1830, the honorable legislature of the state passed "an act to incorporate the Camden and Amboy rail road and transportation company," authorising them to make a rail road from the city of Camden, or near it, beginning "at the Delaware river at some point or points between Cooper's creek and Newton creek, in the county of Gloucester, and running to a suitable point in Raritan Bay;" and to construct a lateral road from the main line of said road from the nearest practicable point of said main road to Bordentown.

The rail road company for reasons best known to themselves, located their road on and along the said turnpike, commencing at Amboy and running directly to Bordentown, and by so doing injured the turnpike, in the opinion of the undersigned, illegally and unnecessarily.

Whereas, if the rail road had been made from Amboy on the most direct route to Camden, the necessity for crossing the turnpike would have been avoided, and the branch road to Bordentown would not have interfered with the vested rights of the turnpike company.

Therefore, the undersigned on behalf of the stockholders of the turnpike, respectfully ask, that an inquiry be instituted by your honorable body, whether the rail road company have located their road according to law? And if so, whether justice would not require that inasmuch as the state derives from said rail road a large revenue, (and the turnpike is in a great measure ruined by the location,) that some compensation should

not be made to the stockholders for damages done to the turnpike road?

Believing that the legislature of New Jersey will shew the same respect for the vested rights of a turnpike company, as for the more profitable investments of rail roads, the undersigned do not hesitate to appeal to the justice of the legislature for redress.

CHAS. WRIGHT, President.
A. P. WRIGHT, Treasurer.

Trenton, March 14, 1837.

Refer to the subjoined account marked A, made out with as much accurary as the documents in possession of President and Treasurer would admit of.

[A]

The subjoined account of the Bordentown and South Amboy Turnpike Company is in conformity with the 16th section of the act to incorporate a company to erect a Turnpike from Bordentown to South Amboy, which requires—"That at the end of every ten years, an account of the expenditures upon said road, and the profits arising therefrom, shall be laid before the Legislature."

| | | | |
|---|---|---|---|
| 1820, Dec. 30. | The amount of expenditures from Treasurer's books, were | $21413 | 04 |
| 1826, Feb. 16. | In the report made by Wm. McKnight, President, and Jas. Cook, Treasurer, additional expenditures were about | 8500 | 00 |
| 1827, March, | From that date up to the bills of expenses were | 1925 | 33 |
| 1828, March, | From that date up to the bills of expenses were | 1522 | 08 |
| | And at the same rate for 1829 and 1830, they amount to, say | 3044 | 16 |
| | Since which time the bills have not averaged over 665 dollars per annum; which for 6 years is | 3330 | 00 |
| | Making a total expenditure of | 59334 | 61 |
| | The company to meet this expenditure sold 1130 shares of stock at 25 dollars, amounts to 28250 00 | | |

| | | |
|---|---|---|
| Debt. &c. for which mortgage is given, not including interest, | 3471 38 | |
| Say other debts due and owing by co. | 5723 71 | |
| Amount of tolls accruing to the co. from 1820 to 1830, say, | 12889 45 | |
| | | 50334 61 |
| Out standing tolls since accrued, say am't. | | 965 00 |

Which was read, and on motion of Mr. Wills, ordered to lie on the table.

Mr. Bray called up the bill from Council entitled An act to incorporate the Delaware manufacturing company;

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Blane moved to dispense with the rules of the House in order to take up said bill on its final passage;

Which was agreed to.

The said bill was then read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hunt. |
| Brown, | Johnes, |
| Blane, | Logan, |
| Budd, | Larason, |
| Chetwood. | Ladow, |
| Cooper, | Molleson. |
| Caldwell, | Ogden, |
| Doremus, | Pierson, |
| Dellicker, | Pettit, |
| Duryee, | Richards, |
| Edgar, | Strader, |
| Flummerfelt. | Talmage. |
| Gifford, | Wade, |
| Hull, | Wills, |
| Haight. (Sp.) | Young,—30. |

NAYS.

Mr. Flatt. Mr. Springer.—2.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with an amendment, to which amendment the assent of Council is requested.

On motion of Mr. Saunier, the House adjourned to to-morrow morning at nine o'clock.

---

WEDNESDAY, March 15, 1837.

At nine o'clock the House met.

Mr. Burtis from the majority of the committee upon that subject reported a bill entitled A further supplement to an act entitled an act to erect parts of the counties of Essex and Bergen into a new county to be called the county of Passaic, and the eastern part of the county of Gloucester into a separate county to be called the county of Atlantic;

Which was read, and on motion of Mr. Richards, ordered to lie on the table.

The bill from Council entitled An act to incorporate the Somerville bank,

Was taken up, read a third time,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Burtis. | Messrs. Ladow, |
| Budd, | Ogden, |
| Chetwood, | Pierson, |
| Cooper, | Pettit, |
| Caldwell, | Richards. |
| Corsen, | Saunier, |
| Doremus. | Strader. |
| Duryee, | Springer, |
| Flatt, | Tuttle, |
| Fries. | Talmage, |
| Hull, | Valentine. |
| Hunt, | Young,—24. |

NAYS.

Messrs. Alexander,
Bleecker,
Bray,
Brown.
Blanc,
Dellicker,
Edgar,
Flummerfelt.
Fenimore,
Gifford,
Messrs. Haight, (Sp.)
Jobs,
Johnes.
Larason.
Lalor,
Molleson,
Riggs.
Wade.
Wills.—19.

The engrossed bill entitled A further supplement to the act entitled an act relative to the Delaware and Raritan Canal and Camden and Amboy railroad and transportation companies,"
Was taken up, read and compared,
And on the question, shall this re-engrossed bill pass ?
It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Burtis,
Chetwood,
Cooper,
Corsen,
Doremus,
Dellicker,
Duryee.
Edgar.
Flummerfelt,
Fries.
Gifford.
Hull,
Haight, (Sp.)
Hunt,
Jobs,
Messrs. Johnes.
Linn,
Lalor,
Ladow.
Molleson,
Pierson,
Pettit.
Riggs,
Richards,
Strader,
Springer,
Tuttle,
Valentine.
Wade.
Wills,
Young,—33.

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Budd, |
| Brown. | Larason.—5. |
| Blane, | |

Ordered, That the Speaker sign the same and that the Clerk inform Council that the House of Assembly have agreed to the amendments made by Council to said bill, and have ordered the same to be re-engrossed,

The bill from Council entitled An act to repeal an act entitled an act to release to Aaron Ogden the right of the state of New Jersey, of, in and to a certain lot of land covered with water in the bay of New York, herein described and specified, passed January twenty-fifth, eighteen hundred and thirty-seven,

Was taken up.

Mr. Chetwood moved that the further consideration of said bill be postponed to the next session of the legislature;

Upon which motion Mr. Johnes called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Brown. | Messrs. Ogden. |
| Chetwood, | Pierson, |
| Cooper, | Pettit, |
| Caldwell, | Richards, |
| Corsen. | Tuttle, |
| Duryee, | Valentine, |
| Flatt, | Wade. |
| Fries, | Wills. |
| Hunt. | Young.—18. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Doremus, |
| Bray, | Dellicker, |
| Blane, | Edgar. |
| Budd, | Gifford, |

Messrs. Hull.
Haight, (Sp.)
Johnes,
Logan,
Larason,
Lalor,
Messrs. Ladow.
Molleson,
Riggs,
Saunier.
Strader,
Springer,—20.

The question then recurring upon the final passage of said bill,

Upon the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

Messrs. Bleecker,
Bray,
Brown,
Blane,
Burtis,
Budd,
Doremus.
Dellicker.
Edgar,
Flummerfelt,
Fenimore.
Gifford,
Messrs. Hull,
Haight, (Sp.)
Johnes,
Logan,
Larason,
Lalor,
Ladow,
Molleson.
Riggs,
Saunier,
Strader,
Springer,—24.

NAYS.

Messrs. Chetwood,
Cooper,
Caldwell,
Corsen.
Duryee,
Flatt,
Fries,
Hunt,
Ogden.
Messrs. Pierson.
Pettit,
Richards,
Tuttle.
Valentine,
Wade,
Wills,
Young,—17.

Mr. Bray moved that the said bill be laid upon the table;

Upon which motion Mr. Saunier called for the yeas and nays which were ordered,

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Gifford, |
| Bleecker, | Haight. (Sp.) |
| Brown, | Jobs. |
| Blane, | Johnes, |
| Burtis, | Logan, |
| Caldwell, | Larason, |
| Doremus, | Lalor. |
| Dellicker, | Ladow, |
| Duryee, | Riggs, |
| Edgar, | Saunier, |
| Flummerfelt. | Strader, |
| Fenimore, | Wills,—25. |
| Fries, | |

NAYS.

| | |
|---|---|
| Messrs. Budd, | Messrs. Pierson, |
| Chetwood. | Pettit, |
| Cooper, | Richards, |
| Corsen, | Springer. |
| Flatt. | Tuttle, |
| Hull, | Valentine. |
| Hunt. | Wade, |
| Molleson. | Young,—17. |
| Ogden, | |

The engrossed bill entitled An act to relieve George Taylor, of the county of Cumberland,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Alexander called up the bill entitled An act for the regulation of the State Penitentiary, and moved that the same be recommitted;

Which was agreed to.

The engrossed bill entitled An act to relieve Benjamin Cozier of the county of Cumberland,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood from the committee upon that subject, reported the bill entitled An act for the regulation of the State Penitentiary, with amendments, which amendments were read, agreed to, and said bill ordered to be re-engrossed.

Mr. Pierson offered the following:

Resolved, That the Treasurer be instructed to pay F. F. Watson, forty dollars for five hundred copies of Lithograph of Camden and Amboy branch Rail road; to R. E. Horner for advertising two dollars;

Which was agreed to.

Mr. Cooper called up the bill from Council entitled A further supplement to an act entitled an act for the preservation of deer and other game, and to prevent trespassing with guns, passed December twenty-first, one thousand seven hundred and seventy-one;

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Doremus called up the bill entitled An act to incorporate the New Jersey Agricultural Company;

And upon the question of agreeing to the first section of said bill, Mr. Riggs called for the yeas and nays, which were ordered:

And on the question, shall this section be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Fries, |
| Blane, | Gifford, |
| Burtis, | Haight, (Sp.) |
| Chetwood, | Jobs, |
| Caldwell, | Holleson, |
| Platt, | Pierson, |

Messrs. Pettit,
Richards,
Springer,

Messrs. Valentine,
Wade,—17

NAYS.

Messrs. Bleecker
Bray,
Brown,
Budd,
Cooper,
Corsen,
Dellicker,
Duryee,
Edgar,
Fenimore,
Hull,

Messrs. Hunt,
Johnes,
Linn,
Larason,
Ludow,
Lalor,
Riggs,
Saumier,
Strader,
Wills,
Young.—20.

Mr. Chetwood moved to dispense with the rules of the House, in order to take up the re engrossed bill entitled An act for the regulation of the state penitentiary, upon its final passage;

Which was agreed to.

The said bill was then taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood moved that the Clerk dispense with the present order of calling bills on a second reading, and commence calling the said bills at the head of the list.

Upon which motion the yeas and nays were called for, and ordered;

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,

Messrs. Blane,
Bray,

| | |
|---|---|
| Messrs. Chetwood. | Messrs. Haight, (Sp.) |
| Cooper. | Hull, |
| Corsen. | Jobs, |
| Doremus, | Richards, |
| Duryee. | Talmage. |
| Flatt, | Wade,—17. |
| Fries, | |

NAYS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Logan. |
| Budd, | Ogden, |
| Conover, | Pierson, |
| Caldwell. | Riggs. |
| Dellicker, | Strader, |
| Edgar, | Tuttle, |
| Flummerfelt, | Valentine. |
| Linn, | Wills.—16. |

Mr. Chetwood called up the bill from Council entitled A supplement to an act entitled an act abolishing imprisonment for debt in certain cases, passed February nineteenth, one thousand eight hundred and thirty;

Which was read a second time, agreed to and ordered to a third reading.

Mr. Tuttle called up the bill entitled An act to authorise the sale of the real estate of Caleb Wheeler, deceased, and for other purposes, and moved that the same be postponed to the next session of the Legislature;

Which was agreed to.

Mr. Blane moved to reconsider the vote upon the final passage of the bill from Council entitled An act to authorise the sale of a part of the government lot in the city of Trenton;

Upon which motion Mr. Bray called for the yeas and nays, which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Chetwood, |
| Blane, | Cooper, |

| | |
|---|---|
| Messrs. Conover, | Messrs. Ogden, |
| Caldwell, | Pettit, |
| Doremus, | Riggs, |
| Flatt. | Richards, |
| Fries, | Springer, |
| Haight, (Sp.) | Tuttle, |
| Larason. | Talmage, |
| Lalor, | Wade,—20. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hull, |
| Bray, | Hunt, |
| Brown, | Jobs, |
| Burtis, | Johnes, |
| Budd. | Linn, |
| Corsen, | Ladow. |
| Dellicker. | Strader, |
| Edgar, | Valentine, |
| Flummerfelt, | Wills, |
| Gifford, | Young,—20. |

Mr. Talmage moved to reconsider the vote on the final passage of the bill entitled An act to incorporate the Somerville Bank;

Upon which motion Mr. Bleecker called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Linn. |
| Cooper. | Larason. |
| Caldwell, | Ladow, |
| Corsen, | Ogden, |
| Doremus. | Pierson, |
| Duryee, | Richards, |
| Fries, | Strader. |
| Hull, | Talmage. |
| Haight, (Sp.) | Valentine, |
| Hunt, | Wade. |
| Jobs. | Young,—22. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Gifford, |
| Budd, | Lalor. |
| Dellicker, | Springer. |
| Edgar, | Tuttle, |
| Fenimore. | Wills.—10. |

Mr. Hunt called up the bill entitled An act to provide for calling a convention of delegates of the people of New Jersey, and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Chetwood called up the bill entitled A supplement to an act entitled an act to incorporate the Belleville rail road and transportation company; and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Doremus called up the bill entitled An act to divorce Eliza Garritson from her husband Nicholas Garritson;

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Riggs called up the bill entitled An act to incorporate the city of Jersey, and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Doremus called up the bill from Council entitled An act to authorise Ann Collard, guardian of Abraham Collard, a minor, to convey certain real estate in the township of Bergen;

Which was read a second time by sections, agreed to, and ordered to a third reading.

Mr. Alexander called up the bill entitled An act to create a Savings Fund in the city of Trenton, being a further supplement to the act to create a water power at the city of Trenton and its vicinity;

And upon the question of agreeing to the first section, the yeas and nays were called for and ordered:

And on the question, shall this section be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Doremus, |
| Burtis, | Duryee, |

| | |
|---|---|
| Messrs. Edgar, | Messrs. Ogden, |
| Flummerfelt, | Pierson. |
| Fries, | Pettit, |
| Hull, | Riggs, |
| Haight, (Sp.) | Saunier, |
| Jobs, | Valentine, |
| Johnes, | Wills,--19. |
| Molleson, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hunt. |
| Bray, | Larason. |
| Blane, | Ladow. |
| Conover, | Richards. |
| Cooper, | Strader, |
| Caldwell, | Springer |
| Corsen, | Talmage, |
| Dellicker, | Wade, |
| Flatt. | Young,—18. |

The said bill was then read through by sections, amended and agreed to, and ordered to be engrossed for a third reading.

A message from Council by Mr. Westcott their secretary, informed the House that Council have passed a bill entitled An additional supplement to the act entitled an act relative to the Delaware and Raritan Canal and the Camden and Amboy rail road and transportation companies;

To which bill the assent of the House of Assembly is requested.

The bill from Council entitled An additional supplement to the act entitled an act relative to the Delaware and Raritan Canal and the Camden and Amboy rail road and transportation companies,

Was taken up, read and ordered a second reading.

Mr. Chetwood moved to dispense with the rules of the House in order to take up said bill on its second reading;

Which was agreed to.

The said bill was then read a second time; and while the same was under consideration,

Mr. Blane moved to amend the same by annexing thereto the following:

Section 4, *Be it enacted*, That the aforesaid companies are

hereby required to make and keep in good repair as long as they hold said rail road authorised by the act to which this is a supplement, to be made a good and lawful fence on both sides of said rail road at their own expense, under the penalty of one hundred dollars for each and every neglect:

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Caldwell, |
| Brown, | Duryee, |
| Blane. | Larason,—7. |
| Cooper, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp.) |
| Burtis. | Hunt. |
| Budd, | Jobs. |
| Chetwood, | Logan. |
| Conover. | Ladow, |
| Corsen, | Ogden, |
| Doremus. | Pierson, |
| Dellicker, | Riggs, |
| Edgar, | Richards, |
| Flatt, | Springer. |
| Flummerfelt, | Tuttle. |
| Fries, | Valentine. |
| Gifford, | Wade, |
| Hull, | Young,—28. |

Mr. Blane moved further to amend the same by annexing thereto the following:

Section 4. *Be it enacted*, That if the said rail road shall be made on any part of the aforesaid Trenton and New Brunswick turnpike road, except only in crossing the same, the Delaware and Raritan canal and Camden and Amboy rail road and transportation companies, shall pay to those stockholders

who are not consenting to the same, the original costs of the stock they respectively hold.

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Caldwell, |
| Brown. | Johnes, |
| Blane, | Larason,—7. |
| Cooper, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp.) |
| Budd, | Logan, |
| Chetwood, | Ladow, |
| Conover. | Ogden, |
| Corsen, | Pierson, |
| Doremus, | Riggs, |
| Dellicker, | Richards. |
| Duryee, | Springer, |
| Flatt, | Strader. |
| Flummerfelt, | Tuttle, |
| Fries, | Valentine, |
| Gifford, | Wade. |
| Hull. | Young,—27. |
| Hunt, | |

The House then adjourned to this afternoon at three o'clock.

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At three o'clock the House met.

Mr. Alexander presented a petition from sundry citizens of the county of Atlantic, praying the repeal of the supplement

to the act setting off said county, by which the court house of said county was located;

Which was ordered to lie on the table.

Mr. Alexander from the committee upon that subject reported as follows:

The committee appointed on the part of this House to confer with a committee of Council on the subject of the public printing, beg leave to report:

That a conference has been had between the two committees and that they have been unable to come to any arrangement on the subject;

Which was read and ordered to lie on the table.

Mr. Alexander from the majority of the committee on the public printing, asked and obtained leave to report to the House the following:

The subscribers, composing a majority of the committee appointed on the part of the House to confer with a committee of Council on the subject of the public printing, the committees being unable to come to any arrangement, beg leave to submit the following resolutions:

1. Resolved, That George W. Clason, of Warren, be employed to print the votes and proceedings of this House of the present session; that he print thirteen hundred copies thereof, and that he be paid therefor the sum of twenty-three dollars per sheet; Provided, That before the said George W. Clason shall enter upon the duties of printing as aforesaid, he shall enter into bond to the Treasurer of this state in such terms as he shall require, and with such security as he shall approve of, for the true and faithful performance of his duties.

2. Resolved, That Joseph Justice be employed by the Secretary of State to print sixteen hundred copies of the laws of the present session of the Legislature on the large octavo pages heretofore used, and that he be paid therefor the sum of thirty-two dollars per sheet: Provided, Before the said Joseph Justice shall enter upon the duties as aforesaid, he shall enter into a like bond as that provided for in the foregoing resolution.

3. Resolved, That Joseph Pugh, of Mount Holly, be employed under the direction of the law reporter, to print sixteen hundred copies of the law reports, at thirty-two dollars per sheet; and that Thomas S. Allison be employed under the direction of the chancery reporter, to print the chancery reports, the same number of copies and at the same prices as the law reports; and that both reports shall be printed on as good paper and with the large octavo page heretofore used; and that the said Joseph Pugh and Thomas S. Allison, before enter-

ing upon their duties as aforesaid, respectively give bond as aforesaid.

W. C. ALEXANDER,
J. W. FENIMORE.

The first and second resolutions were agreed to.

While the third resolution was under consideration,

Mr. Blane moved to strike out the name of "Thomas S. Allison," and insert in lieu thereof the name of "Charles George;"

And while the same was under consideration,

Mr. Alexander moved to amend the resolution by striking out the name of "Thomas S. Allison," and inserting in lieu thereof the name of "Edward Sanderson."

Mr. Blane withdrew his motion, when the motion of Mr. Alexander was agreed to.

The bill from Council entitled An act to incorporate the Somerville Bank, was taken up.

Mr. Talmage moved a call of the House, which was ordered; and upon calling the roll of members the following answered to their names:

| | |
|---|---|
| Messrs. Alexander. | Messrs. Hunt, |
| Bleecker, | Jobs, |
| Bray, | Johnes, |
| Brown, | Linn, |
| Blane, | Logan, |
| Burtis, | Larason, |
| Budd, | Lalor, |
| Chetwood. | Ladow, |
| Conover, | Molleson, |
| Cooper, | Ogden. |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Dellicker, | Riggs, |
| Duryee, | Richards. |
| Edgar, | Saunier, |
| Flatt. | Springer, |
| Flummerfelt. | Tuttle, |
| Fenimore, | Talmage, |
| Fries, | Valentine. |
| Gifford, | Wills. |
| Hull, | Wade, |
| Haight, (Sp.) | Young,—44. |

Mr. Talmage moved that the further consideration of said bill be postponed for the present;

Which was agreed to.

Mr. Molleson moved to dispense with the rules of the House in order to take up the bill from Council entitled An act to authorise Ann Collard, guardian of Abraham Collard, a minor, to convey certain real estate in the township of Bergen;

Which was agreed to.

The said bill was then read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight, (Sp.) |
| Bleecker, | Hunt. |
| Bray, | Logan, |
| Brown, | Larason, |
| Blane, | Lalor. |
| Burtis, | Ladow. |
| Chetwood, | Molleson, |
| Cooper. | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Dellicker, | Riggs, |
| Duryee. | Saunier. |
| Edgar, | Talmage, |
| Flummerfelt, | Valentine, |
| Fries, | Wade, |
| Gifford, | Young.—33. |
| Hull, | |

NAY.

Mr. Springer.—1.

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

The engrossed bill entitled A supplement to the act entitled an act for the support of the government of this state, passed the third day of November, one thousand eight hundred and thirty-six, was taken up.

Mr Gifford moved a call of the House which was ordered:

and on calling the roll of members the following answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt. |
| Bleecker, | Jobs, |
| Brown, | Johnes, |
| Bray, | Logan. |
| Blane, | Larason, |
| Burtis, | Lalor. |
| Budd, | Ladow, |
| Chetwood. | Molleson. |
| Conover, | Ogden, |
| Cooper. | Pierson, |
| Corsen. | Pettit, |
| Caldwell. | Riggs. |
| Dellicker, | Richards. |
| Duryee. | Saunier, |
| Edgar, | Springer, |
| Flatt, | Tuttle, |
| Fries, | Talmage. |
| Flummerfelt, | Valentine. |
| Fenimore, | Wade, |
| Gifford, | Wills. |
| Hull, | Young—43. |
| Haight, (Sp.) | |

On motion of Mr. Alexander, the sergeant-at-arms was directed to request such absent members as he could find to take their seats.

The said bill was then read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Caldwell, |
| Bleecker, | Doremus. |
| Burtis. | Duryee, |
| Chetwood, | Edgar, |
| Conover, | Flummerfelt. |
| Cooper, | Flatt, |

| | | | |
|---|---|---|---|
| Messrs. | Fries. | Messrs. | Pettit, |
| | Gifford, | | Riggs. |
| | Hull, | | Richards. |
| | Hunt, | | Saunier, |
| | Haight, (Sp.) | | Strader. |
| | Jobs, | | Springer, |
| | Linn, | | Tuttle, |
| | Logan, | | Talmage, |
| | Ladow, | | Valentine. |
| | Ogden, | | Wade. |
| | Pierson, | | Young,—34. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bray, | Messrs. | Fenimore, |
| | Brown, | | Johnes. |
| | Blane, | | Larason. |
| | Budd, | | Lalor, |
| | Corsen, | | Molleson, |
| | Dellicker, | | Wills.—12. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood moved to dispense with the rules of the House in order to take up the bill from Council entitled A supplement to an act entitled an act abolishing imprisonment for debt in certain cases, passed February nineteenth, one thousand eight hundred and thirty;

Which was agreed to.

The said bill was then read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Blane, |
| | Bleecker, | | Budd, |
| | Bray, | | Burtis, |
| | Brown. | | Chetwood, |

Messrs. Cooper,
Caldwell,
Corsen,
Dellicker,
Duryee.
Flatt,
Flummerfelt,
Fenimore,
Fries.
Gifford.
Hull,
Hunt,
Messrs. Haight, (Sp.)
Linn,
Lalor,
Larason.
Pierson,
Pettit.
Saunier.
Springer,
Tuttle,
Wade.
Wills,—31.

NAYS.

Messrs. Jobs,
Riggs,
Mr. Talmage.—3.

Ordered, That the Speaker sign the same and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

Mr. Cooper moved to dispense with the rules of the House in order to take up the bill from Council entitled A further supplement to an act entitled an act for the preservation of deer and other game, and to prevent trespassing with guns, passed December twenty-first, one thousand seven hundred and seventy-one;

Which was agreed to.

The said bill was then read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Bray,
Bleecker,
Brown,
Blane,
Budd,
Chetwood.
Cooper,
Caldwell,
Dellicker,
Messrs. Duryee,
Flatt.
Flummerfelt.
Fenimore,
Fries,
Gifford,
Haight. (Sp.)
Hull,
Hunt.

Messrs. Johnes,
Logan,
Larason,
Lalor.
Molleson.
Ogden,
Messrs. Pierson,
Pettit,
Saunier,
Springer.
Talmage,
Wills,—30.

NAYS.

Mr. Corsen,
Mr, Tuttle,—2.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill without amendment,

The engrossed bill entitled An act to divorce Eliza Garritson from her husband Nicholas Garritson,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

Messrs. Bray,
Burtis.
Cooper,
Caldwell,
Dellicker.
Edgar,
Fenimore.
Fries,
Gifford,
Messrs. Hull,
Haight, (Sp.)
Larason,
Ogden.
Pettit,
Richards,
Saunier,
Wade,
Young,—18.

NAYS.

Messrs. Alexander,
Bleecker,
Brown,
Blane,
Budd,
Messrs. Corsen.
Flatt,
Flummerfelt,
Hunt,
Jobs,

Messrs. Linn,
Logan,
Lalor,
Ladow,
Molleson.

Messrs. Riggs,
Springer,
Tuttle.
Talmage,
Wills,—20.

Mr. Alexander moved to dispense with the rule in order to take up the engrossed bill entitled An act to create a Savings Fund in the city of Trenton, being a further supplement to an act to create a water power at the city of Trenton and its vicinity;

Which was agreed to.

The said bill was then read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Burtis,
Budd,
Chetwood,
Conover,
Doremus,
Dellicker,
Duryee,
Edgar.
Flatt,
Flummerfelt,
Fenimore,
Fries,
Gifford,
Hull.
Haight, (Sp.)

Messrs. Jobs,
Johnes,
Linn,
Logan,
Molleson,
Pierson,
Pettit,
Riggs,
Saunier.
Strader,
Springer,
Tuttle.
Talmage.
Wade.
Wills.
Young.—33.

NAYS.

Messrs. Bray,
Blane,
Cooper,
Caldwell,
Corsen.

Messrs. Hunt.
Larason,
Ladow.
Richards,—9.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Talmage called up the bill from Council entitled An act to incorporate the Somerville Bank;

Which was read a third time,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Budd. | Messrs. Ladow, |
| Chetwood, | Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Richards, |
| Duryee, | Saunier, |
| Flatt, | Springer, |
| Fries, | Tuttle, |
| Hull, | Talmage, |
| Hunt, | Wade, |
| Linn, | Young.—22. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight. (Sp.) |
| Blane, | Jobs, |
| Burtis, | Johnes. |
| Bleecker. | Logan, |
| Bray, | Larason, |
| Conover, | Lalor, |
| Dellicker. | Molleson. |
| Edgar, | Riggs, |
| Flummerfelt, | Strader, |
| Fenimore. | Wills,—21. |
| Gifford, | |

Ordered, That the Clerk carry said bill to Council and inform Council that the House of Assembly have disagreed to the same.

The bill from Council entitled An additional supplement to

the act entitled an act relative to the Delaware and Raritan canal and the Camden and Amboy rail road and transportation companies, was taken up as the unfinished business of the morning;

And while the same was under consideration,

Mr. Talmage moved further to amend said bill by annexing thereto the following:

Section —. *Be it enacted*, That the joint companies are hereby required to sell to the state of New Jersey, (if the legislature should elect to purchase.) at or any time after the expiration of thirty-two years after the passage of this supplement, the rail road authorised to be made by the act to which this is a supplement, from the Trenton Delaware Bridge to the city of New Brunswick, at a valuation not exceeding the first cost of said road; which valuation shall be made according to the twenty-second section of the charter of the Camden and Amboy rail road, without the state being required to purchase any other of the companies' works, steam boats or locomotives;

Which was not agreed to.

The said bill was further amended, agreed to, and ordered to a third reading.

Mr. Molleson moved to dispense with the rules of the House, in order to take up said bill on its final passage;

Which was agreed to.

The said bill was then read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Gifford, |
| Bleecker, | Hull, |
| Burtis, | Haight, (Sp.) |
| Budd, | Hunt, |
| Chetwood. | Jobs, |
| Conover, | Johnes, |
| Cooper, | Linn, |
| Caldwell, | Logan, |
| Corsen, | Lalor, |
| Doremus, | Ladow, |
| Dellicker, | Molleson, |
| Duryee, | Ogden. |
| Edgar, | Pettit, |
| Flatt. | Riggs, |
| Flummerfelt. | Richards. |
| Fries, | Strader, |

Messrs. Springer,
Tuttle,
Talmage,
Messrs. Wade,
Young,—37.

NAYS.

Messrs. Bray,
Brown,
Blane,
Messrs. Larason,
Pierson,
Wills.—6.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill with amendments, to which amendments the assent of Council is requested.

Mr. Doremus called up the bill entitled A supplement to the act entitled an act to incorporate the Fort Lee and New York Steam Boat company;

Which, having been previously read and agreed to, was ordered to be engrossed for a third reading.

Mr. Tuttle called up the bill entitled A supplement to an act entitled an act relative to Common Schools, passed the sixteenth day of February, eighteen hundred and thirty-one, and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Riggs called up the bill entitled An act to incorporate the Bergen county Bank, and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Doremus called up the bill entitled An act to incorporate the people's rail road, and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Doremus called up the bill entitled An act to authorise the sale of part of the real estate late of James Vanbuskirk, of the county of Bergen, deceased;

When the preamble of said bill was agreed to, and the same ordered to be engrossed for a third reading.

Mr. Blane called up the bill entitled An act to reserve to the cities of Trenton and Newark their proportional share of the surplus revenue of the United States deposited or to be deposited in this state, and moved that the same have a second reading;

Which was agreed to.

The said bill was then read a second time, and its title amended so as to read:

"A supplement to the act entitled an act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is, or may hereafter be apportioned to and received by this state," and agreed to, and ordered to be engrossed for a third reading.

Mr. Doremus called up the bill entitled A further supplement to the act entitled an act for establishing a turnpike road from the town of Hackensack to Hoboken, in the county of Bergen, and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Alexander called up the bill entitled An act respecting the old burying ground in the city of Newark, and moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Pierson called up the bill from Council entitled An act to divorce Sarah McCowen of the county of Essex, from her husband Nathaniel McCowen;

Which was read a second time, agreed to, and ordered to a third reading.

Mr. Pierson moved to dispense with the rules of the House in order to take up said bill on its final passage;

Which was agreed to.

The said bill was then read a third time,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hull, |
| Brown, | Haight, (Sp.) |
| Burtis, | Logan, |
| Budd, | Larason. |
| Chetwood, | Ogden, |
| Cooper, | Pierson. |
| Caldwell, | Pettit, |
| Doremus. | Richards. |
| Dellicker, | Strader, |
| Edgar, | Springer, |
| Flatt. | Tuttle. |
| Fenimore, | Wade, |
| Fries, | Young,—27. |
| Gifford, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn, |
| Blane, | Lalor, |
| Corsen, | Molleson, |
| Duryee, | Riggs, |
| Hunt. | Talmage, |
| Jobs, | Wills,—13. |
| Johnes, | |

Ordered, That the Speaker sign the same, and that the Clerk inform Council that the House of Assembly have passed said bill without amendment.

Mr. Jobs called up the bill entitled A supplement to an act entitled an act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is, or may hereafter be apportioned to and received by this state;

And upon the question of agreeing to the first section, the yeas and nays were called for and ordered:

And on the question, shall this section be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blane, | Mr. Talmage,—3. |
| Jobs. | |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Linn, |
| Burtis, | Logan, |
| Budd, | Larason, |
| Cooper. | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Doremus, | Riggs, |
| Dellicker, | Richards, |
| Duryee. | Springer. |
| Flammerfelt. | Tuttle. |
| Fries, | Wade, |
| Gifford, | Wills, |
| Hull, | Young,—26. |

Mr. Tuttle moved to dispense with the rules of the House in order to take up the engrossed bill entitled A supplement to an act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is, or may hereafter be apportioned to and received by this state,"

Which was agreed to.

The said bill was then read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Haight, (Sp.) |
| Brown, | Johnes. |
| Blane. | Logan. |
| Budd, | Larason, |
| Chetwood, | Lalor. |
| Cooper. | Ogden, |
| Caldwell, | Riggs, |
| Corsen, | Richards, |
| Doremus. | Saunier, |
| Dellicker, | Tuttle. |
| Duryee, | Talmage, |
| Fenimore, | Wade, |
| Fries, | Wills. |
| Hunt. | Young,—28. |

NAYS

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn. |
| Burtis. | Pierson, |
| Flatt, | Pettit. |
| Gifford, | Springer. |
| Hull, | Strader,—11. |
| Jobs. | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

A message from Council by Mr. Shreve, their Assistant Secretary, informed the House that Council have passed the following preamble and resolution, viz:

Whereas, By the constitution of this state, Council are invested with the same powers as the House of Assembly, as well in regard to the appointments to be made in Joint Meeting, as to all other matters connected therewith. And whereas, Council have in the exercise of their constitutional rights, repeatedly offered to go into a joint meeting for the appointment "of all the necessary and important state and county officers," which has been uniformly refused by the House. Therefore,

Resolved, That in order to prevent misapprehension, and that the responsibility may rest where of right it belongs, Council are ready to go into joint meeting for the appointment of the officers named in their resolution of the 13th instant.

Resolved, That the Secretary communicate the above preamble and resolution to the House of Assembly.

On motion of Mr. Chetwood, Ordered that said message be laid on the table.

Mr. Wills called up the bill entitled An act to incorporate the Bordentown Bank, to be located in the borough of Bordentown, in the county of Burlington,

And moved that the same be postponed to the next session of the legislature;

Which was agreed to.

Mr. Alexander offered the following:

Resolved, That the treasurer of this state be, and he is hereby authorised to pay to the Clerk of the House of Assembly, the sum of one dollar for each day of his attendance at the House during the present session of the legislature; and to Thomas Combs the sum of one dollar for each day of his attendance as door keeper of the House during the present session of the legislature; and to Peter Forman, one dollar for each day of his attendance in the Library during the present sitting of the legislature as State Librarian in addition to the compensation now authorised by the support bill.

Which was read, and on motion of Mr. Alexander, ordered to lie on the table.

The House adjourned to-morrow morning at nine o'clock.

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THURSDAY, March 16, 1837.

At nine o'clock the House met.

Mr. Wade offered the following:

*Resolved*, That the impartial, courteous, and independent

course, of the Honorable Thomas G. Haight, as presiding officer of this House, entitles him to the thanks of every member; and while we shall ever recollect with grateful respect his frank and consistent official conduct, the recollection will be accompanied with sentiments of the warmest esteem for those qualities which characterise him as a *gentleman* and a *friend*.

Which was read and agreed to unanimously.

Whereupon the speaker rose and made an appropriate reply.

Mr. Valentine offered the following:

WHEREAS the House of Assembly, in the discharge of the duties solemnly enjoined upon them by the Constitution, the laws and the uniform usages and customs of this state, on the 5th day of January last, passed a resolution in the words following, to wit: "Resolved, That the Clerk inform Council that the House is ready to go into joint-meeting to appoint a surrogate for the county of Cumberland, and request Council to appoint the time and place." And the said resolution having been sent to Council, that body returned for answer the same day, "That Council will be ready to go into joint-meeting for the appointment of a surrogate for the county of Cumberland, at 10 o'clock to-morrow morning, in the Assembly Room." And on the following day informed the House "That Council *decline* at this time going into joint-meeting, but will communicate hereafter when they will be ready."

AND WHEREAS the House of Assembly, after waiting until the 3d inst., passed the following resolution, to wit: "Resolved, That the Clerk inform Council that the House of Assembly is ready to go into joint-meeting for the appointment of a law reporter, keeper and inspectors of the state-prison, surrogate of the county of Cumberland, clerks, surrogates, and prosecutors of the pleas, of the counties of Passaic and Atlantic, *and such other civil* and military *officers as may be deemed necessary*, and request Council to appoint the time and place"—and sent a message to Council informing them thereof; and, thereupon, on the fifth inst. Council returned for answer "That they would be ready to go into joint-meeting on Wednesday, the eighth inst., (which was the day before that fixed by the House for adjournment) for the purpose of appointing a law reporter, keeper and inspectors of the state prison, surrogate of the county of Cumberland, clerks, surrogates, and prosecutors of the pleas, of the counties of Passaic and Atlantic, and for such other *military* officers as may be necessary, *but for no other appointments or re-appointments whatever*," thereby expressly declining to go into joint-meeting for the appointment of "such civil officers as might be *deemed necessary by the said joint-meeting*."

And whereas the House on the same day upon the receipt of the aforesaid message, returned a message to Council informing them "that the House adhered to its resolution of the 3d instant," and repeated their invitation to Council to fix the time and place for holding said joint-meeting.

And whereas the House, having extended their session to this day, with the hope that Council would re-consider their refusal, received a message from Council on the 13th inst. informing the House, "That Council was ready to go into joint-meeting in the Assembly Room, for the purpose of appointing a law reporter, keeper and inspectors of the state prison, surrogate of the county of Cumberland, clerks, surrogates and prosecutors of the pleas, of the counties of Passaic and Atlantic, and for such other *military* officers as may be deemed necessary, *but for no other appointments or re-appointments whatever*"—still refusing to go into joint-meeting for the appointment of "such civil officers as might be deemed necessary."

And whereas, on the 14th inst. the House of Assembly sent a fourth message to Council repeating their former invitation to go into joint meeting for the appointment of the before mentioned officers, together with a chancery reporter, prosecutor of the pleas of the county of Morris, and such other civil and military officers as the joint meeting might deem necessary.

And whereas, Council, last evening, returned an answer, stating among other things that Council had "repeatedly offered to go into joint meeting for the appointment of *all the necessary state and county officers*, which had been refused by the House." And that "in order to prevent misapprehension, and that the responsibility may rest where of right it belongs, Council are ready to go into joint meeting *for the appointment of the officers named in their resolution of the 13th instant*:" that is to say, for Law Reporter, Keeper and Inspectors of the State Prison, certain Surrogates, Clerks, Prosecutors of the Pleas and Military officers, expressly excepting *all other civil officers which might be deemed necessary*.

And whereas, upon the face of these proceedings it appears that a majority of the Legislative Council of this state, after having repeatedly and pertinaciously refused, expressly, to go into a joint meeting with this House for the appointment of "such civil officers as might be deemed necessary" by the joint meeting, now seek by equivocation, subterfuge and misrepresentation, not only to escape the responsibility they have by their own acts incurred, and which justly belongs exclusively to them, but to charge this House with having refused to accept their offers to meet them for the appointment of "*all the necessary state and county officers*," when such offer was never made by them, and never refused by this House—Therefore, in

vindication of the course pursued by this House, and to place the responsibility where it of right belongs:

Resolved, That this House adheres to the Legislative precedents heretofore uniformly observed in this state: and having in the manner pointed out by those precedents and established usages, four times invited Council to go with them into joint meeting, for the purpose of making such appointments as the said joint meeting might deem necessary, which invitations Council have as often refused to accept, but have positively declined going into the said joint meeting on any other terms than such as must trammel the action and derogate from the dignity of this House, it only remains for this House to assert its rights, correct the misrepresentations, and expose the subterfuges by which the Legislative Council have endeavoured to escape from the momentous responsibility they have incurred before the people of this state.

Resolved, That the Clerk carry a copy of the foregoing preamble and resolution to Council and inform Council of the passage thereof.

Mr. Chetwood moved to amend the preamble to said resolutions by inserting after the fifth clause therein, the following:

"And whereas it was proposed to amend said resolution by inserting, that the delegations of the several counties should determine upon the nomination of the necessary officers of their respective counties."

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?
It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Ladow. |
| Chetwood, | Molleson, |
| Couper, | Ogden, |
| Caldwell, | Pierson, |
| Corsen, | Pettit, |
| Duryee, | Richards, |
| Flatt. | Tuttle, |
| Fries, | Talmage, |
| Larason. | Wade,—18. |

NAYS.

Messrs. Alexander.
Bleecker,
Bray,
Brown,
Burtis,
Budd.
Conover,
Doremus,
Dellicker.
Flummerfelt,
Gifford,
Hull,
Messrs. Haight, (Sp.)
Hunt,
Jobs,
Johnes,
Linn,
Logan,
Saunier,
Strader,
Valentine,
Wills,
Young,—23.

The question then recurring upon agreeing to said preamble and resolutions the yeas and nays were called for and ordered:

And on the question, shall this preamble and resolutions be agreed to?

It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown.
Burtis,
Budd,
Doremus,
Dellicker,
Edgar,
Flummerfelt,
Gifford,
Hull.
Messrs. Haight, (Sp.)
Jobs,
Johnes,
Linn,
Logan,
Lalor,
Riggs,
Saunier,
Strader.
Valentine,
Wills,—23.

NAYS.

Messrs. Blane,
Chetwood,
Cooper.
Messrs. Caldwell,
Corsen,
Duryee,

| | |
|---|---|
| Messrs. Flatt, | Messrs. Pierson, |
| Fries, | Pettit, |
| Hunt, | Richards. |
| Ladow, | Tuttle, |
| Molleson. | Talmage, |
| Ogden, | Wade.—18. |

Mr. Alexander called up the resolution increasing the compensation of the Clerk of Assembly, the Doorkeeper of Assembly and the state Librarian:

Mr. Chetwood moved to amend the resolution so as to allow to the Doorkeeper and Librarian an increased compensation each, of seventy-five cents a day;

Which was agreed to.

Mr. Springer moved to amend the resolution so as to confine its operation to the present "sitting" of the legislature;

Which was agreed to.

Mr. Flatt called up the resolution placing the custody of the Assembly Room in the hands of Thomas Combs, and allowing him therefor the sum of fifty dollars.

Mr. Hunt moved to amend the said resolution by striking out the word "fifty" and inserting *thirty;*

Which was agreed to;

After which said resolution was agreed to.

A message from Council by Mr. Shreve, their assistant secretary, informed the House that Council have passed the following bills from the House of Assembly, viz:

An act respecting taxes for county and township purposes.

An act making the necessary appropriations for the settlement of the accounts of the late commissioner for building the new Penitentiary, and to complete the same.

A further supplement to an act to erect parts of the counties of Essex and Bergen into a new county to be called the county of Passaic, and the eastern part of the county of Gloucester into a separate county to be called the county of Atlantic.

An act for the relief of Jacob Sisco of the county of Morris.

An act to authorise Jeremiah King to make sale of certain real estate late of Jeremiah King, deceased, in the county of Hunterdon and elsewhere.

An act to defray incidental charges.

An act to change the time of holding the September term of the courts of Common Pleas and General Sessions of the peace in and for the borough of Elizabeth.

An act for the relief of the state of New Jersey in relation to the estate of John G. Leake, deceased.

A further supplement to the act for the punishment of crimes, passed seventeenth February eighteen hundred and twenty-nine.

A supplement to the act entitled an act for the support of the government of this state, passed the eighth day of November, eighteen hundred and thirty-six.

An act for the regulation of the state Penitentiary.

An act making a further appropriation for the prosecution of the geological and minerological survey of this state.

An act for the relief of George Taylor of the county of Cumberland.

An act for the relief of Benjamin Cosier of the county of Cumberland.

A supplement to the act entitled an act making provision for the deposite and distribution of so much of the surplus revenue of the United States as now is, or may hereafter be apportioned to and received by this state.

An act to divorce Hannah Pedrick, from her husband Job Pedrick.

An act to divorce Maria Martin and Leonard Martin.

An act to divorce Hope Ann Stilwell from her husband Elias Stilwell.

Council have agreed to the amendments made by the House of Assembly in the bills entitled

An act to incorporate the Paterson Iron and Steel company.

An act to incorporate the Delaware manufacturing company.

An additional supplement to the act entitled an act relative to the Delaware and Raritan canal and the Camden and Amboy rail road and transportation companies, and have caused said bills to be re engrossed.

Council have disagreed to the bill from the House of Assembly entitled

An act for the encouragement of the culture of silk, and herewith return said bill.

Mr. Tuttle offered the following:

Resolved, That the Speaker be authorised to convene this House at any time during the remainder of the Legislative Year, if any public exigency should require it, and the same shall be requested by four members.

Which was read and agreed to.

Mr. Blane offered the following:

Resolved, That the Treasurer of this state sell the firewood now in the cellar of the State House;

Which was read and agreed to.

Mr. Chetwood from the committee upon that subject reported the following:

Resolved, That in the opinion of this legislature, the cause of

African colonization is one which merits the approbation of every American citizen, and that this House cordially approves of the efforts now making to colonize the free people of color in the United States upon the coast of Africa.

Which was read and agreed to.

Mr. Strader offered the following.

Resolved, That the thanks of this House are due to Joseph C. Potts, Esq, for the efficient, courteous and gentlemanly manner in which he has discharged the duties of Clerk during the sittings of the present Legislature.

Whereupon the Clerk made reply.

After which the House adjourned *sine die*.

# THIRD SITTING.

MONDAY, May 22d, 1837.

Pursuant to the call of the Speaker, in accordance with a resolution of the House, passed March 16th, 1837, the House met.

The Speaker laid before the House the following communications, upon the suggestions of which the present sitting had been convened:

TO THE HONORABLE THOMAS G. HAIGHT,
Speaker of the House of Assembly
of the State of New Jersey:

SIR—

The undersigned members of the House of Assembly of the State of New Jersey respectfully request, that you will convene the House with all convenient speed, to take into consideration the existing "public exigency," and devise measures for relief in accordance with the provisions of the accompanying resolution, passed March 16th, 1837.

Respectfully, &c. &c.

W. C. ALEXANDER.
CALEB H. VALETINE,
JNO. J. CHETWOOD,
G. P. MOLESON.

Trenton, May 11, 1837.

To the Hon. Thomas G. Haight,

Speaker of the House of Assembly

of the State of New Jersey:

The undersigned members of the House of Assembly of the State of New Jersey deeming that a public exigency has occurred in the financial affairs of the country requiring the early attention of the legislature of this state to prevent sacrifices of property on the part of the people of this state, and to provide against serious contingencies which must result from the determination of the leading banks of this country not to redeem their bills in specie, do hereby request that you will at as early a day as is practicable convene the House of Assembly agreeably to the provisions of a certain resolution passed by the said House of Assembly on the 16th day of March last.

JOSEPH N. TUTTLE,
JACOB FLATT,
WM. PIERSON, Jr.
JAMES W. WADE.

May 11, 1837.

Mr. Alexander moved a call of the House which was ordered; and upon calling the roll the following members answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall. |
| Bleecker, | Haight, (Sp.) |
| Brown, | Jobs, |
| Bray, | Johnes, |
| Burtis, | Linn, |
| Budd, | Logan. |
| Chetwood. | Larason, |
| Corsen. | Lalor. |
| Doremus, | Pierson, |
| Dellicker, | Pettit, |
| Dickerson, | Tuttle, |
| Durvee. | Talmage. |
| Edgar, | Wade, |
| Flatt, | Wills.—29. |
| Hull, | |

On motion of Mr. Alexander, the House adjourned to tomorrow morning at ten o'clock.

TUESDAY, May 23, 1837.

At ten o'clock the House met.

On motion of Mr. Flatt,

Ordered, That the Clerk inform Council that the House of Assembly have met, formed a quorum, and have proceeded to business.

Mr. Wills offered the following:

Resolved, That a committee of Council and Assembly, (Council concurring) be appointed to inform the Governor that both Houses have met, and are ready to receive any communication he may be pleased to make.

Which was agreed to, and Messrs. Wills, Dellicker and Chetwood appointed on the part of the House.

Mr. Bray asked and obtained leave to introduce a bill entitled An act to authorise the sale of a part of the Government lot in the city of Trenton;

Which was read.

Mr. Bray also presented a memorial from Joseph Wood, requesting the passage of the said bill;

Which was read.

The question being upon ordering said bill a second reading, Mr. Hunt called for the yeas and nays, which were ordered:

And on the question, shall this bill have a second reading?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Dickerson, |
| Bleecker, | Flummerfelt, |
| Bray, | Hall, |
| Brown, | Jobs, |
| Burtis, | Logan, |
| Budd, | Lalor, |
| Chetwood, | Valentine, |
| Doremus, | Wills. |
| Dellicker, | Young.—18. |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Corsen. |
| Cooper, | Duryee, |

| | |
|---|---|
| Messrs. Davis, | Messrs. Ogden, |
| Edgar. | Pierson, |
| Flatt, | Pettit, |
| Fries, | Richards, |
| Hull. | Strader, |
| Haight, (Sp.) | Springer, |
| Hunt. | Seely, |
| Johnes, | Tuttle, |
| Linn, | Talmage. |
| Larason, | Wade.—25. |
| Ladow. | |

On motion of Mr. Bray, Ordered, That said bill be laid upon the table.

A message from Council by Mr. Shreve, their assistant secretary informed the House that Council have this day met, formed a quorum and proceeded to business.

Council have agreed to the concurrent resolution from the House of Assembly, and have appointed on their part Messrs, Parsons and Kennedy, to wait upon the Governor.

Mr. Wills from the joint committee appointed to wait upon the Governor, laid the following communication from his Excellency before the House:

To the Honorable the Legislative Council and General Assembly of the State of New Jersey:

GENTLEMEN:—

You have now assembled upon the summons of the Speaker of the House of Assembly, issued in conformity with the provisions of a resolution of that House made at your last sitting.

As I am not officially informed of the causes of that summons, I do not consider it my appropriate duty to make any official communication upon the occasion.

With sentiments of great respect,
I am your obedient servant,

PH. DICKERSON.

Trenton, May 23, 1837.

Mr. Blane offered the following:

Resolved, That when this House adjourn it adjourn sine die.

Which was not agreed to.

Mr. Valentine offered the following:

Resolved, (Council concurring,) That a joint committee be appointed to enquire into the commercial embarrassment of the country, with leave to report by bill or otherwise;

Which was agreed to,

And Messrs. Valentine, Alexander and Chetwood appointed said committee.

On motion of Mr. Chetwood, the House adjourned to this afternoon at three o'clock.

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At three o'clock the House met.

The chair laid before the House the following communication from the Governor.

Sir.—

At the close of the last sitting of the Legislature, I found the county of Cumberland destitute of a Surrogate, and supplied the vacancy by the appointment of William S. Bowen, Esq. He has now tendered to me his resignation with his commission, which is inclosed. You will please submit it to your next joint meeting.

I take this occasion to remark, that the authority of the Executive to fill vacancies which may exist in the recess of the Legislature, should be more clearly defined by Law.

I am very respectfully,
Your humble serv't,
PH. DICKERSON.

To the Hon. T. G. Haight, Esq.
Speaker of the House of Assembly.

Executive Department,
Trenton, May 23, 1837.

Mr. Valentine offered the following:

Whereas on the 15th day of March last a message was received by this House from Council, stating among other things that Council had "repeatedly offered to go into a joint meeting *for the appointment of all the necessary and important state and county officers*," and intimating that the House had declined to meet them for that purpose—And whereas this House has always been ready and desirous of discharging their duties to the public in this, as well as in all other matters, and are desirous of removing all cause for misunderstanding on the subject;—Therefore

Resolved, That the Clerk do now inform Council that this House is ready to go into joint meeting "for the appointment of

all the necessary and important state and county officers," and request Council to appoint the time and place.

Mr. Chetwood moved that the same be laid upon the table.

Upon which motion Mr. Hunt called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Molleson, |
| Chetwood, | Pierson. |
| Cooper, | Richards. |
| Corsen, | Strader, |
| Duryee, | Saunier. |
| Flatt. | Springer, |
| Fries, | Seely, |
| Hunt. | Tuttle. |
| Larason. | Talmage, |
| Ladow, | Wade,—20. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flummerfelt, |
| Bleecker, | Hull, |
| Bray, | Hall. |
| Brown, | Haight, (Sp.) |
| Burtis, | Jobs, |
| Budd, | Johnes, |
| Conover, | Linn, |
| Doremus, | Logan, |
| Dellicker, | Lalor, |
| Dickerson, | Valentine, |
| Davis, | Wills, |
| Edgar, | Young,—21. |

Mr. Chetwood moved that the further consideration of the same be postponed;

Which was not agreed to.

The question then recurring upon the adoption of the preamble and resolution,

Mr. Molleson called for the yeas and nays which were ordered:

And on the question, shall this preamble and resolution be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Haight, (Sp.) |
| Bleecker, | Hull. |
| Bray, | Hall, |
| Brown, | Jobs, |
| Burtis, | Johnes, |
| Budd. | Linn, |
| Conover, | Logan, |
| Doremus, | Lalor. |
| Dellicker. | Strader, |
| Dickerson. | Valentine, |
| Davis, | Wills, |
| Edgar, | Young,—25. |
| Flummerfelt, | |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Ogden, |
| Chetwood, | Pierson, |
| Cooper, | Pettit, |
| Corsen, | Richards, |
| Duryee, | Saunier, |
| Flatt. | Springer, |
| Fries, | Seely, |
| Hunt, | Tuttle, |
| Larason. | Talmage, |
| Ladow. | Wade,—21. |
| Molleson, | |

Mr. Chetwood moved that the House do now adjourn;

Which was not agreed to.

Mr. Chetwood then moved a call of the House: which was ordered: and on calling the roll of members, the following answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt. |
| Brown, | Jobs. |
| Bleecker, | Johnes, |
| Bray, | Linn, |
| Burtis, | Larason, |
| Chetwood, | Lalor, |
| Conover. | Ladow. |
| Cooper. | Molleson, |
| Corsen, | Ogden, |
| Doremus, | Pierson, |
| Dellicker, | Richards, |
| Duryee. | Saunier, |
| Davis, | Strader. |
| Edgar, | Springer. |
| Flatt, | Seely, |
| Flummerfelt, | Talmage, |
| Hull, | Valentine, |
| Hall, | Wade, |
| Haight, (Sp.) | Young.—38. |

Mr. Alexander offered the following:

Resolved, That a special committee be appointed to inquire whether any, and if any, what steps it would be advisable to take for the relief of the banks in this state;

Which was agreed to, and Messrs. Alexander, Chetwood, Valentine, Hunt and Bleecker were appointed.

On motion of Mr. Seely, the House adjourned to to-morrow morning at ten o'clock.

---

Wednesday, May 24, 1837.

At ten o'clock the House met.

Mr. Davis offered the following:

Resolved, That the committee raised yesterday, under the resolution to inquire whether any, and what steps it will be necessary to take for the relief of the banks in this state, be instructed, if they deem it expedient, to report by bill that it contain the safety fund principles.

Mr. Flatt called for the yeas and nays upon the adoption the said resolution, which were ordered,

And on the question, shall this resolution be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Flummerfelt, |
| Blane. | Hull, |
| Burtis. | Hall, |
| Budd, | Johnes. |
| Conover, | Linn, |
| Caldwell, | Lalor. |
| Corsen, | Strader, |
| Dellicker, | Wills,—17. |
| Davis, | |

NAYS.

| | |
|---|---|
| Messrs. Brown, | Messrs. Molleson. |
| Cooper. | Pierson, |
| Doremus. | Pettit. |
| Dickerson, | Riggs, |
| Duryee, | Richards, |
| Flatt, | Saunier, |
| Fries, | Springer. |
| Jobs. | Seely, |
| Logan, | Tuttle. |
| Larason, | Talmage, |
| Ladow, | Wade,—22. |

On motion of Mr. Talmage, the Speaker was excused from voting on the above resolution.

Mr. Wills offered the following:

Resolved, That so much of the Governor's message as relates to the authority of the Executive to fill vacancies which may happen during the recess of the legislature be referred to a committee;

Which was agreed to, and Messrs. Wills, Molleson and Jobs appointed.

Mr. Alexander from the committee upon that subject reported a bill entitled An act concerning banks;

Which was read and ordered a second reading.

On motion of Mr. Alexander, Ordered, that five hundred copies of the same be printed.

Mr. Chetwood asked and obtained leave to present a petition from the corporation of the borough of Elizabeth, praying for authority to issue bills as a circulating medium;

Which was read and referred to the joint committee appointed yesterday.

A message from Council by Mr. Shreve, their assistant secretary, informed the House that Council have agreed to the concurrent resolution from the House of Assembly for the appointment of a joint committee to inquire into the commercial embarrassment of the country, and have appointed, on their part, Messrs. Parsons and Kennedy.

On motion of Mr. Riggs, the House adjourned to this afternoon at three o'clock.

---

At three o'clock the house met.

Mr. Tuttle presented a petition from sundry citizens of Newark, praying that the temporary suspension of specie payments by the banks in this state may be authorised by law, and that they may issue, during the suspension, small bills;

Which was read.

On motion of Mr. Tuttle, Ordered, that so much of the petition as relates to small bills, be referred to the joint committee to inquire into the commercial embarrassments of the country

Mr. Tuttle presented a petition from the Butchers and Hucksters of Newark, upon the same subject;

Which was referred to the same committee.

Mr. Chetwood offered the following;

Resolved, That the Treasurer be requested to communicate to this House, a statement of the present situation of the Treasury, and whether any legislative action is necessary to procure funds for the support of government;

Which was read and agreed to.

Mr. Strader moved to take up the bill entitled An act to authorise the sale of a part of the Government lot in the city of Trenton;

Mr. Blane objecting, the Speaker decided that the question would be upon reconsidering the vote refusing to order said bill to a second reading;

Upon which question Mr. Hunt called for the yeas and nays, which were ordered;

On the question, shall the vote refusing this bill a second reading be reconsidered?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs. |
| Bleecker, | Johnes, |
| Bray, | Linn. |
| Brown, | Logan. |
| Burtis, | Lalor. |
| Budd, | Molleson, |
| Chetwood, | Ogden, |
| Doremus. | Saunier. |
| Dellicker, | Strader. |
| Dickerson, | Valentine, |
| Davis, | Wade. |
| Flummerfelt, | Wills, |
| Hull, | Young.—27. |
| Hall. | |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Larason. |
| Conover, | Ladow, |
| Cooper. | Pierson, |
| Caldwell, | Pettit. |
| Corsen, | Riggs, |
| Duryee; | Richards, |
| Flatt, | Springer. |
| Fries, | Seely, |
| Gifford, | Tuttle, |
| Haight, (Sp.) | Talmage.—21. |
| Hunt, | |

Mr. Molleson moved that the House do now adjourn;

Which was not agreed to.

Mr. Chetwood moved that the House do now adjourn, and called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Caldwell, | Messrs. Richards. |
| Doremus. | Saunier, |
| Haight, (Sp.) | Tuttle, |
| Hunt, | Talmage, |
| Larason. | Valentine. |
| Molleson, | Wade. |
| Pierson, | Wills.—15. |
| Riggs. | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flummerfelt. |
| Bleecker, | Fries. |
| Bray, | Gifford, |
| Brown. | Hull, |
| Blane, | Hall, |
| Burtis. | Jobs, |
| Budd, | Johnes. |
| Chetwood, | Linn, |
| Conover, | Logan, |
| Cooper, | Lalor, |
| Corsen, | Ladow, |
| Dellicker, | Pettit, |
| Dickerson, | Strader. |
| Duryee, | Springer, |
| Davis, | Seely, |
| Flatt, | Young,—32. |

Mr. Saunier moved that the House do now adjourn;

Upon which motion Mr. Riggs called for the yeas and nays which were ordered,

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Brown, |
| Bray, | Burtis, |

| | |
|---|---|
| Messrs. Corsen, | Messrs. Larason, |
| Cooper, | Molleson. |
| Doremus, | Pierson, |
| Dellicker. | Riggs, |
| Flummerfelt, | Richards, |
| Gifford, | Saunier, |
| Hall, | Strader, |
| Hunt, | Tuttle, |
| Haight. (Sp.) | Talmage, |
| Jobs, | Valentine, |
| Logan, | Wade,—26. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hull, |
| Blane, | Johnes. |
| Budd. | Linn, |
| Chetwood, | Lalor, |
| Dickerson, | Ladow, |
| Duryee, | Springer, |
| Davis. | Seely, |
| Flatt, | Wills, |
| Fries, | Young.—18. |

So the House adjourned to to-morrow morning at ten o'clock.

THURSDAY, May 25, 1837.

At ten o'clock the House met.

Mr. Chetwood presented a petition from sundry citizens of this state, praying the passage of a law reducing the fees of notaries.

Mr. Alexander laid before the House the proceedings of a public meeting of the citizens of this state, favourable to a constitutional currency.

Mr. Pierson presented a petition from sundry citizens of Essex, praying that the temporary suspension of specie payments

by the banks in this state may be authorised by law; and that they may issue small bills during the suspension.

Mr. Platt laid before the House the proceedings of a public meeting held at Plainfield, on the subject of the present suspension of specie payments by the banks, and the propriety of issuing small bills;

Which were severally read and referred to the joint committee upon the commercial embarrassment.

Mr. Wills from the committee upon that subject reported a bill entitled An act to authorise the Governor, or person administering the government for the time being, to fill vacancies in certain cases, and to confirm the acts of certain public officers;

Which was read, offered a second reading and to be printed.

The bill entitled An act concerning banks,

Was taken up on its second reading,

And while the same was under consideration,

Mr. Burtis moved to amend the first section thereof, by striking out the words "for one year," and inserting in lieu thereof, the words, *until the first day of February next*, so as to read,

"That every provision of law in force, requiring or authorising proceedings against any bank or banking company, or company exercising banking principles in this state, with a view to forfeit its charter or act of incorporation, or wind up its concerns, or which requires such bank or banking company to suspend its operations or proceedings, in consequence of neglecting or refusing to redeem its bills, notes, debts or evidences of debts in specie, or in the notes of some other incorporated bank, current at the time in this state, at par value, is hereby suspended *until the first day of February next*, &c.

Which was agreed to.

Mr. Bleecker moved to amend further the said section by striking out the following words, "or to make any president, director or officer thereof liable," before the words "founded upon," so as to read:

"And any such neglect or refusal, by any such bank or company, since the 30th day of April last, and before the expiration of the period aforesaid, shall not be evidence of insolvency or forfeit its charter or act of incorporation, and all proceedings to forfeit the same, or to restrain any such bank or company, its officers or agents, from exercising any of the privileges or franchises granted by the act incorporating said bank or company, founded upon any such neglect or refusal, are also suspended until the expiration of the time aforesaid;

And while the same was under consideration,

On motion of Mr. Alexander, Ordered, that the further consideration of the same be postponed.

Mr. Platt moved to amend the second section of said bill, by striking out the following:

"The following amounts, respectively:—those having banking capital stock actually paid in, not exceeding $100,000, a circulation not exceeding once and a quarter of the capital so paid in; those having banking capital stock actually paid in, exceeding $100,000, and not exceeding $200,000, a circulation not exceeding the amount of their respective capitals so paid in; those having banking capital stock actually paid in, exceeding $200,000, and not exceeding $400,000, a circulation not exceeding $200,000; and those having banking capital stock actually paid in, exceeding $400,000, a circulation not exceeding one half of their respective capitals so paid in."

And inserting in lieu thereof as follows:

"Three fourths of the capital stock paid in;"

So as to read:

"That during the period aforesaid the amount of notes or bills issued and in circulation by the several banks and banking companies of this state, shall not hereafter exceed three fourths," &c.

Mr. Jobs moved to amend the amendment by substituting the words "two thirds" for the words "three fourths;"

Which was not agreed to.

Mr. Wills offered the following as a substitute for the said section:

"That during the period aforesaid the amount of notes or bills issued and in circulation by the several banks and banking companies and companies exercising banking privileges of this state, shall not hereafter exceed the following amounts respectively: those having banking capital stock actually paid in not exceeding two hundred and fifty thousand dollars, a circulation not exceeding three fourths of the capital so paid in; those having banking capital stock actually paid in exceeding two hundred and fifty thousand dollars, a circulation not exceeding one half of the amount of their respective capitals so paid in."

Which was agreed to.

Mr. Bleecker moved to amend the third section by inserting before the words "in case of any," the following:

"Either by the redemption of their own bills or notes, or by the purchase or redemption of any other bills or notes commonly known as bank notes, for any less sum than shall be purported to be due or payable thereon, or by any other means whatsoever;"

So as to read:

"That no bank or banking company or company exercising banking privileges, or officer or agent thereof, shall, during the period aforesaid, directly or indirectly, sell, dispose of, or part

with at a premium, any specie, gold or silver bullion, belonging to such bank or company either by the redemption," &c.

Which was agreed to.

Mr. Molleson moved to amend the fourth section of the bill by adding thereto the following:

"Provided nevertheless, That if any such bank or company claiming the benefit of this act, may desire to close and wind up its concerns, it may be lawful for any such bank or company to do so, unless it shall appear to the chancellor that any such bank or company is not in a sound and solvent condition when such measures may be adopted as are now provided for by law."

Which was agreed to.

On motion of Mr. Valentine the consideration of the fith section was postponed.

On motion of Mr. Chetwood, the consideration of the sixth, seventh and eighth sections was postponed.

Mr. Valentine offered the following as a substitute for the tenth section:

"And be it enacted, That this act shall go into operation and be in force immediately after the passage thereof, and whenever any bank shall resume, and so long as it shall continue specie payments, it shall be relieved from the operations of this act."

And while the same was under consideration,

Mr. Chetwood moved to amend the amendment by striking out all after the word "thereof," and inserting in lieu thereof the following:

"Provided, That whenever any bank or banking company, or company exercising banking privileges of this state, shall resume and continue specie payment, the provisions of this act shall not, from and after that time, be construed to affect or to apply to such bank or company;

And while the same was under consideration,

On motion of Mr. Bleecker, Ordered, that the further consideration of the section be postponed.

Mr. Wills offered the following to come in as the eleventh section:

"Sec. 11. And be it enacted, That this act shall not take effect in favor of any bank, unless such bank shall assent to the provisions of this act; which said assent shall be given within twenty days, by an agreement under its corporate seal, to be deposited with the secretary of state;

Which was read and agreed to.

Mr. Bleecker offered the following to come in as the twelfth section:

"Sec. 12. And be it enacted, That any banking company in this state shall not, during any time they may refuse or neglect

to redeem their bills or notes in specie or other lawful money, declare or make any dividend or dividends of any of the profits of said banking companies; and any banking company offending against this section, shall forfeit all the benefits accruing to it through the provisions of this act.

Mr. Alexander moved to amend the section after the word "dividends," so as to read,

"At a rate of interest exceeding five per cent. per annum upon the capital stock actually paid in, of any of the said banking companies; and any banking company offending," &c.

Which was agreed to.

On motion of Mr. Valentine the further consideration of the section was postponed.

The House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Conover presented a petition from sundry citizens of Monmouth, praying that the banks may be warranted by law in their temporary suspension of specie payments;

Which was read and referred to the joint committee upon commercial embarrassments.

Mr. Tuttle presented a petition from the corporation of Newark, praying for authority to issue small bills;

Which was read and referred to Messrs. Tuttle, Riggs and Pettit.

Mr. Flatt presented a petition from sundry citizens of Essex praying the suspension of the law probibiting the issuing of small bills.

Mr. Molleson presented a petition on the same subject: also the proceedings of a public meeting held at Spottswood, on the subject of the present pecuniary embarrassment;

Which were severally read and referred to the joint committee upon commercial embarrassment.

Mr. Valentine from the joint committee upon the commercial embarrassment, reported a bill entitled An act to regulate the fees of notaries;

Which was read, ordered a second reading, and to be printed.

The bill entitled An act concerning banks, was taken up.

The first section being under consideration, the question recurred upon Mr, Bleecker's motion to strike out the words:

"Or to make any president, director, or officer thereof liable."

Upon which motion Mr. Bleecker called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Gifford, |
| Bray, | Hall, |
| Brown, | Haight, (Sp.) |
| Blane, | Johnes, |
| Budd, | Linn, |
| Conover. | Larason, |
| Caldwell, | Riggs, |
| Corsen. | Strader, |
| Dellicker, | Springer, |
| Dickerson, | Wills.—21. |
| Flummerfelt, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Lalor, |
| Burtis, | Ladow. |
| Chetwood, | Molleson, |
| Cooper, | Pierson, |
| Doremus, | Pettit, |
| Duryee, | Richards, |
| Davis, | Saunier, |
| Flatt, | Seely, |
| Fries, | Tuttle, |
| Hull. | Talmage. |
| Hunt. | Valentine, |
| Jobs, | Wade. |
| Logan, | Young.—26. |

The question then being upon agreeing to the first section, Mr. Springer called for the yeas and nays which were ordered:

And on the question, shall this section be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Lalor, |
| Burtis, | Ladow, |
| Chetwood. | Molleson, |
| Cooper, | Pierson, |
| Corsen, | Richards. |
| Davis, | Saunier, |
| Flatt. | Seely, |
| Fries, | Tuttle, |
| Gifford, | Talmage, |
| Haight, (Sp.) | Valentine. |
| Hunt, | Wade, |
| Jobs, | Wills.—25. |
| Logan, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Flummerfelt. |
| Bray, | Hull, |
| Brown, | Hall. |
| Blane, | Johnes, |
| Budd, | Linn, |
| Conover, | Larason, |
| Caldwell, | Pettit, |
| Doremus, | Riggs, |
| Dellicker, | Strader, |
| Dickerson, | Springer, |
| Duryee, | Young,—22. |

Mr. Davis moved to amend the fifth section by inserting after the word 'elsewhere,' the following:

"And also that they will not disclose the names of the debtors of any monied corporation examined by them, or any information obtained in the course of such examination, unless required in a court of justice or in the course of some proceeding authorised by this act;" so as to read:

"Provided however, That each of the said commissioners, before they enter on their duties shall severally take an oath or affirmation, faithfully, honestly and impartially to discharge the duties of his office, and also that he is not a stockholder in, or director, attorney, or notary of, or directly or indirectly interested in any such bank or company, or company exercising

banking privileges in this state or elsewhere; and also that they will not disclose," &c.

Which was read and agreed to.

Mr. Tuttle moved to amend the said section by striking out the following:

"That are hereby appointed commissioners, who, or a majority of them, shall forthwith, after the passage of this act and notice of their appointment, and quarterly thereafter, proceed and examine into,"

And in lieu thereof, insert the following:

" That in case any creditor or other person interested shall, by affidavit, lay reasonable grounds before the chancellor to believe that any statement furnished under the provisions of this law, is not correct, or that the condition of any bank is not safe and solvent, it shall and may be lawful for the chancellor, in his discretion to appoint one or more persons commissioners, to proceed and examine into," &c.

Upon which motion Mr. Bleecker called for the yeas and nays which were ordered:

Mr. Molleson asked for a division of the question.

So the question being upon striking out as above,

On the question, shall this motion prevail ?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blanc, | Messrs. Larason. |
| Budd, | Molleson, |
| Chetwood, | Pierson, |
| Cooper. | Pettit. |
| Caldwell, | Richards, |
| Corsen, | Saunier. |
| Doremus. | Strader. |
| Duryee, | Springer. |
| Flatt, | Seely, |
| Hull, | Tuttle, |
| Hunt, | Wade.—23. |
| Ladow, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Bray, |
| Bleecker, | Brown, |

| | |
|---|---|
| Messrs. Burtis, | Messrs. Johnes, |
| Conover, | Linn. |
| Dellicker, | Logan. |
| Dickerson, | Lalor. |
| Davis, | Riggs, |
| Flummerfelt, | Talmage. |
| Gifford, | Valentine, |
| Hall. | Wills, |
| Haight, (Sp.) | Young.—23. |
| Jobs. | |

Mr. Valentine moved that when the blank in said section is filled, it be filled with the names of twelve commissioners, and before the question was taken,

Mr. Fries, who was absent when the preceding vote was taken, asked leave to record his vote upon that question;

Objection being made by Messrs. Valentine, Alexander and others,

Mr. Blane called for the yeas and nays which were ordered,

And on the question, shall the gentleman be allowed to vote?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blane. | Messrs. Ladow, |
| Chetwood, | Larason, |
| Cooper. | Molleson. |
| Caldwell, | Pierson, |
| Corsen, | Richards, |
| Dickerson, | Saunier, |
| Duryee, | Strader, |
| Flatt, | Seely, |
| Fries, | Tuttle. |
| Hunt. | Talmage, |
| Linn, | Wade, |
| Logan, | Young—24. |

NAYS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Bray, |
| Bleecker, | Brown, |

Messrs. Burtis.
Budd,
Conover,
Doremus.
Dellicker,
Davis,
Flummerfelt,
Gifford,
Hall,
Hull,
Haight, (Sp.)
Jobs.
Johnes.
Lalor.
Pettit.
Riggs,
Springer.
Valentine,
Wills,—23.

Mr. Fries then voted in the affirmative:

So it was decided that the motion to stirke out had prevailed.

The question then recurring upon inserting the words offered by Mr. Tuttle,

Mr. Bleecker called for the yeas and nays which were ordered,

And on the question, shall this amendment be inserted?

It was determined in the negative as follows:

YEAS.

Messrs. Blane,
Chetwood,
Cooper,
Caldwell,
Corsen,
Duryee,
Flatt.
Fries,
Hull,
Hunt.
Larason.
Ladow,
Molleson,
Pierson.
Richards.
Saunier.
Seely,
Tuttle.
Talmage,
Wade,—20.

NAYS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Burtis,
Budd,
Conover,
Doremus.
Dellicker,
Dickerson,
Davis,
Flummerfelt,

| | |
|---|---|
| Messrs. Gifford, | Messrs. Pettit, |
| Hall. | Riggs, |
| Haight, (Sp.) | Strader, |
| Jobs, | Springer, |
| Johnes, | Valentine, |
| Linn, | Wills, |
| Logan, | Young,—27. |
| Lalor, | |

Mr. Molleson moved that the further consideration of the bill be postponed;

Which was not agreed to.

Mr. Chetwood moved that the House do now adjourn;

Which was not agreed to.

Mr. Chetwood moved that the further consideration of the bill be postponed;

Which was agreed to.

The Speaker laid before the House the following communication from the State Treasurer:

NEW JERSEY TREASURY OFFICE,

TRENTON, May 25, 1837.

To the Honorable the General Assembly of the State of New Jersey:

Gentlemen—

In compliance with your resolution of the 24th instant, requesting the Treasurer of the State to communicate to your Honorable Body a statement of the present situation of the Treasury, and whether any Legislative action is necessary to procure funds for the support of Government—The Treasurer has the honor to submit the following statement which he believes will furnish the information sought for as to the situation of the Treasury. Receipts since the Treasurer's accounts were settled in October last, from loans and other sources are as follows, viz:

| | |
|---|---|
| Received from the late Treasurer, | $10,306 08 |
| " " " Several Counties for Tax, | 40,007 00 |
| " " " Camden & Amboy R. R. & T. C. for duties and dividends, | 24,332 10 |
| " " " State bank at N. Brunswick on loan, | 6,000 00 |
| " " " School Fund on loan, | 4,840 95 |
| Whole amount of Receipts, | $85,486 13 |

The disbursements for the same period are as follows:

| | |
|---|---|
| Inquisitions, | $ 2,805 48 |
| Transportations. | 443 65 |
| State Account. | 3,762 74 |
| Legislature, | 28,771 59 |
| Incidentials, | 4,371 40 |
| Pensions, | 482 50 |
| Salaries, | 5,936 34 |
| Constables, | 30 75 |
| Deaf and Dumb, | 1,146 66 |
| Militia, | 72 57 |
| State Prison Salaries, | 2,188 62 |
| State Library, | 12 00 |
| New Penitentiary, | 12,071 59 |
| E. Sanderson, | 176 00 |
| Unliquidated accounts, | 8 25 |
| Interest account, | 37 48 |
| Joseph Pugh, | 375 00 |
| Express, | 245 67 |
| State Bank at New Brunswick loan, | 6,000 00 |
| Loan from Trenton Bank, | 20,000 000 |
| | $88,938 29 |

It will be seen by the foregoing statement, that the disbursements for the present year will largely exceed the estimate of the Treasurer of the 23d of February last. that estimate was based upon the expenses of former years, but as the expenses of Government has been unusually large the present year, together with the several appropriations, viz: for repairs of Government property, finishing State Prison, converting old prison into an Arsenal, &c., it swells up the account already about eight thousand dollars beyond the former estimate, and will at the end of the current year, (if all the appropriations and expenditures are carried out) exceed the estimate about twenty thousand dollars.

With regard to your second inquiry whether any Legislative action is necessary to procure funds for the support of Government. the Treasurer thinks it only necessary to call the attention of your Honorable Body to the fact, that the Treasury is minus several thousand dollars as above stated, and would therefore merely suggest, (without presuming to dictate) the propriety of the Legislature authorizing a temporary loan to meet the present demands upon the Treasury.

All of which is respectfully submitted.

JACOB KLINE, *Treasurer.*

Which was read, and on motion of Mr. Chetwood, Ordered, that the same be referred to Messrs. Chetwood, Riggs and Caldwell, and be printed.

Mr. Wills called up the bill entitled An act to authorise the Governor or person administering the government for the time being, to fill vacancies in certain cases, and to confirm the acts of certain public officers;

And while the same was under consideration,

Mr. Chetwood moved to amend the first section by striking out the words 'any vacancy shall exist,' and inserting the words 'there shall be a vacancy,' so as to read:

"That whenever there shall be a vacancy during the recess," &c.

And before the question was taken,

Mr. Alexander asked to be excused from voting thereon;

Upon which request Mr. Chetwood called for the yeas and nays.

Mr. Jobs moved that the House do now adjourn;

Upon which motion Mr. Blane called for the yeas and nays which were ordered;

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Burtis, | Messrs. | Haight, (Sp.) |
| | Chetwood, | | Jobs, |
| | Doremus, | | Logan, |
| | Dellicker. | | Pettit, |
| | Dickerson. | | Saunier, |
| | Flatt. | | Strader,—12. |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander. | Messrs. | Davis. |
| | Bleecker, | | Flummerfelt, |
| | Bray, | | Fries, |
| | Brown, | | Hall, |
| | Budd. | | Hunt. |
| | Blane, | | Johnes, |
| | Conover, | | Linn. |
| | Cooper, | | Larason. |
| | Caldwell, | | Lalor. |
| | Corsen, | | Ladow. |
| | Duryee, | | Pierson, |

Messrs. Riggs,
Richards,
Springer,
Tuttle,
Talmage,
Messrs. Valentine,
Wade,
Wills,
Young,—31.

Mr. Chetwood then withdrew his amendment.

Mr. Riggs moved to strike out the first section of said bill;

Upon which motion the yeas and nays were called for by Mr. Burtis, and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Alexander,
Bray,
Brown.
Chetwood,
Messrs. Doremus.
Linn,
Riggs.
Strader.—8.

NAYS.

Messrs. Bleecker,
Blane,
Burtis.
Budd,
Conover,
Cooper,
Caldwell,
Corsen,
Dellicker,
Dickerson,
Duryee,
Davis,
Flatt,
Flummerfelt.
Fries.
Gifford,
Hull,
Hall,
Haight, (Sp.)
Messrs. Hunt,
Jobs,
Johnes.
Logan,
Larason.
Lalor.
Ladow,
Pierson,
Pettit,
Richards.
Saunier,
Springer,
Tuttle,
Talmage,
Valentine.
Wade.
Wills.
Young,—37.

The bill was then read, agreed to and ordered to be engrossed for a third reading.

On motion of Mr. Wills the House adjourned to to-morrow morning at ten o'clock.

---

Friday, May 26, 1837.

At ten o'clock the House met.

Mr. Saunier presented a petition from sundry citizens of Bergen praying that the banks may be allowed to issue small notes;

Which was referred to the joint committee upon commercial embarrassment.

Mr. Wills asked and obtained leave to introduce a bill entitled An act relative to banking companies;

Which was read, ordered a second reading and to be printed.

Mr. Davis asked and obtained leave to introduce a bill entitled an act concerning banks;

Which was read, ordered a second reading and to be printed.

Mr. Saunier asked and obtained leave to introduce a bill entitled An act concerning banks;

Which was read, ordered a second reading and to be printed.

The engrossed bill entitled An act to authorise the Governor, or person administering the government for the time being, to fill vacancies in certain cases, and confirm the acts of certain public officers,

Was read a third time and compared.

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Caldwell, | Messrs. Ladow, |
| Duryee. | Molleson, |
| Davis, | Pierson, |
| Flummerfelt, | Pettit. |
| Fries. | Richards. |
| Haight, (Sp.) | Tuttle, |
| Hunt, | Wade. |
| Larason. | Wills,—16. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hull, |
| Bleecker, | Hall, |
| Bray, | Jobs, |
| Brown. | Johnes, |
| Budd, | Linn, |
| Burtis, | Lalor, |
| Chetwood, | Logan, |
| Conover, | Riggs, |
| Cooper, | Saunier. |
| Corsen, | Strader, |
| Doremus, | Springer, |
| Dellicker, | Seely, |
| Dickerson, | Talmage. |
| Edgar. | Valentine. |
| Flatt, | Young,—31. |
| Gifford. | |

On motion of Mr. Wills, Ordered, that said bill be laid upon the table.

The bill entitled an Act concerning banks,

Was taken up, being the unfinished business of the morning,

And while the same was under consideration,

Mr. Chetwood moved to amend the fifth section by striking out all before the words ' banking companies or companies exercising banking privileges of this state,' and inserting in lieu thereof the following :

" And be it enacted, That it shall be the duty of the Chancellor of this state upon an application to him being made, by any bill holder, creditor or other person interested in any such bank or company, verified by oath or affirmation, setting forth that he verily believes any part of any statement made in pursuance of the foregoing section is incorrect or untrue, or that any such bank or company is unsafe, insolvent or in failing circumstances, forthwith to appoint one or more commissioners, who shall thereupon proceed and examine into the actual situation of such bank or company or company exercising banking privileges, &c.

Upon which amendment the yeas and nays were called for and ordered :

And on the question, shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Pierson, |
| Cooper. | Pettit. |
| Caldwell, | Richards, |
| Corsen, | Saunier, |
| Duryee. | Seely, |
| Flatt, | Tuttle, |
| Fries, | Talmage, |
| Hull, | Valentine, |
| Hunt. | Wade, |
| Ladow. | Young.—21. |
| Molleson, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flummerfelt, |
| Bleecker, | Gifford, |
| Bray, | Hall, |
| Brown, | Haight, (Sp.) |
| Burtis, | Jobs. |
| Budd, | Johnes, |
| Blane, | Linn, |
| Conover. | Logan, |
| Doremus, | Larason, |
| Dellicker, | Lalor, |
| Dickerson, | Riggs. |
| Davis, | Springer. |
| Edgar. | Wills,—26. |

Mr. Valentine moved to strike out all after the enacting clause in said section, and in lieu thereof to insert the following:

"That the state shall be divided into the following districts, viz: the counties of Bergen, Passaic and Essex shall form the first district; the counties of Morris, Sussex and Warren the second district; the counties of Hunterdon, Somerset and Middlesex the third district; the counties of Monmouth, Burlington and Gloucester the fourth district; the counties of Salem, Cumberland, Cape May and Atlantic the fifth district; and there shall be appointed three commissioners in each district who, or a majority of them shall forthwith after the passage of this act and notice from the governor of their appointment, visit every monied corporation within their respective district, upon the

provisions of which this act shall be binding, and thoroughly to inspect the affairs of the said monied corporations, examine all the books, papers, notes, bonds and other evidences of debts of said corporations, and compare the funds and property of said corporations with the statements by them made out as directed by this act, and ascertain the quantity of specie on hand, and make such other inquiries as may be necessary to ascertain the actual condition of the said corporation, and their ability to fulfil all the engagements made by them; and make report thereof without delay, to the Chancellor of this state, who shall immediately publish the same in such manner as he shall think proper. Provided, however, That each of the commissioners before he enters upon his duties, shall take and subscribe an oath or affirmation before the Clerk of the county where he may reside, and shall cause said oath to be filed in the office of said Clerk, and take a certified copy thereof, that he will faithfully, honestly and impartially discharge the duties of his commission, and that he will not disclose the name or names of any debtor or debtors of any bank and banking company, or company exercising banking privileges which he may examine, or any information obtained in the course of such examination, unless required in a court of justice, or in the course of some proceedings authorised by this act; also that he is not a stockholder, notary, clerk, attorney, or interested directly or indirectly in any bank or banking company or company, exercising banking privileges, or brokers office in this state or elsewhere; and the said commissioners or either of them shall have power to examine upon oath or affirmation, all or any one or more of the officers or agents of said corporation, or any other person, in relation to the affairs and condition of said corporations, which oath or affirmation the said commissioners or either of them are personally authorised to administer."

Mr. Molleson moved to amend the foregoing by inserting after the words 'and there shall be appointed,' the words 'by the Chancellor.'

And while the same was under consideration,

On motion of Mr. Chetwood, the House adjourned to this afternoon at three o'clock.

At three o'clock the House met.

The bill entitled An act concerning banks, being the unfinished business of the morning,

Was taken up.

Mr. Molleson withdrew his amendment to the substitute for the fifth section offered by Mr. Valentine.

Whereupon, Mr. Bleecker renewed the motion to amend, withdrawn by Mr. Molleson.

Mr. Tuttle moved to amend the amendment by annexing thereto the following:

"From and among such persons as shall within five days after the passage of this act be nominated to him by the representatives in the legislature from the districts respectively as aforesaid;" so as to read:

"And there shall be appointed by the Chancellor from and among," &c.

Upon which motion Mr. Bleecker called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hall, |
| Brown, | Richards, |
| Cooper, | Saunier, |
| Caldwell, | Springer, |
| Fries, | Tuttle,—10. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Davis. |
| Bleecker, | Duryee, |
| Blane, | Edgar, |
| Burtis, | Flummerfelt, |
| Budd. | Gifford, |
| Chetwood, | Hull, |
| Conover, | Hunt, |
| Corsen, | Haight. (Sp.) |
| Doremus, | Jobs, |
| Dellicker. | Johnes, |
| Dickerson, | Linn, |

| | |
|---|---|
| Messrs. Larason, | Messrs. Strader, |
| Logan, | Seely, |
| Ladow, | Talmage, |
| Molleson. | Valentine, |
| Pierson, | Wade, |
| Pettit, | Wills, |
| Riggs, | Young.—36. |

Mr. Molleson moved to amend the amendment, by inserting after the word "commissioners" the words "hereinafter named," in lieu of the words "by the Chancellor," so as to read:

"And there shall be appointed three commissioners hereinafter named in each district," &c.

Upon which motion the yeas and nays were called for and ordered:

On the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Larason, |
| Bray, | Ladow. |
| Brown, | Molleson, |
| Blane, | Pierson, |
| Chetwood, | Pettit, |
| Cooper, | Richards, |
| Caldwell. | Saunier, |
| Corsen. | Strader, |
| Doremus, | Springer, |
| Davis, | Seely, |
| Flatt, | Tuttle, |
| Flummerfelt, | Talmage. |
| Fries, | Valentine, |
| Hall. | Wade. |
| Haight, (Sp.) | Young.—31. |
| Hunt. | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker. | Messrs. Conover. |
| Burtis, | Dellicker, |
| Budd, | Dickerson, |

| | |
|---|---|
| Messrs. Duryee, | Messrs. Linn, |
| Gifford, | Logan, |
| Hull, | Riggs, |
| Jobs, | Wills.—15. |
| Johnes, | |

The question then recurring upon the adoption of the substitute for the fifth section offered by Mr. Valentine, the same was agreed to.

Mr. Chetwood offered the following as the eighth section:

"And be it enacted, That shall be the commissioners for the first district, for the second district, for the third district, for the fourth district, for the fifth district, as provided in the fifth section of this act."

The question being on filling the blanks in said section,

Mr. Chetwood named William Stites, of Essex; Mr. Saunier named Francis Price, of Bergen, Mr. Doremus named Robert Carrick, of Passaic, for the first district;

Which were agreed to.

Mr. Valentine named Charles Sitgreaves of Warren; Mr. Strader named Robert H. M'Carter, of Sussex, Mr. Bleecker named John M'Carter, of Morris, for the second district;

Which were agreed to.

Mr. Hall named Asher Atkinson, of Hunterdon; Mr. Alexander named Littleton Kirkpatrick, of Middlesex, for the third district;

Which were agreed to.

Mr. Talmage also named Peter Voorhees, and Mr. Jobs named John M. Mann, both of Somerset, for the same district.

On motion Ordered, That consideration of the question of commissioner for the third district be postponed for the present.

Mr. Burtis named Daniel Holmes, of Monmouth; Mr. Davis named James H. Sterling, of Burlington; Mr. Caldwell named Benjamin Wilkins, of Gloucester, for the fourth district;

Which were agreed to.

Mr. Pettit named Thomas Sinnickson, of Salem; Mr. Seely, named Lucius Q. C. Elmer, of Cumberland; Mr. Corsen named Jeremiah Leaming, of Cape May, for the fifth district:

Which were agreed to.

The question then recurring upon filling the blank remaining for commissioner in the third district,

The roll of members was called, and the vote stood as follows:

FOR PETER VOORHEES.

| | |
|---|---|
| Messrs. Blane, | Messrs. Logan. |
| Burtis, | Ladow, |
| Budd, | Molleson, |
| Chetwood. | Pierson, |
| Conover, | Pettit, |
| Cooper. | Riggs, |
| Corsen. | Richards, |
| Doremus, | Saunier, |
| Durvee. | Strader. |
| Davis, | Springer, |
| Edgar, | Seely. |
| Flummerfelt, | Tuttle, |
| Fries, | Talmage. |
| Haight, (Sp.) | Valentine. |
| Hunt. | Wade, |
| Johnes, | Wills. |
| Linn, | Young,—35. |
| Larason, | |

FOR JOHN M. MANN.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Dickerson, |
| Bleecker, | Flatt, |
| Brown, | Gifford, |
| Bray, | Hull, |
| Caldwell, | Hall. |
| Dellicker, | Jobs,—12. |

So the name of Peter Voorhees was inserted as commissioner for the third district.

The eight section was then agreed to.

Mr. Davis moved to amend the ninth section, by striking out the words "the same pay as the members of the present legislature of this state," and inserting in lieu thereof the words "three dollars per day," so as to read:

"And that the said commissioners shall receive as compensation for their services under this act, three dollars per day," &c.

Which was agreed to.

The eleventh section being under consideration,

Mr. Chetwood renewed his motion to amend the amendment offered by Mr. Valentine to said section, by annexing to the said section the following:

"Provided, That whenever any bank or banking company, or company exercising banking privileges of this state, shall resume and continue specie payments, the provisions of this act shall not from and after that time, be construed to affect, or to apply to such bank or company, during such continuance of the payment of specie;"

Which was read: whereupon the said section as amended was agreed to.

The thirteenth section as amended, being in the following words:

"And be it enacted, That any banking company in this state shall not, during any time they may refuse or neglect to redeem their bills or notes in specie or other lawful money, declare or make any dividend or dividends at a rate of interest exceeding five per cent. per annum upon the capital stock actually paid in, of any of the said banking companies; and any banking company offending against this section shall forfeit all the benefits accruing to it through the provisions of this act."

The consideration of the same was resumed,

And on the question of agreeing to the same, the yeas and nays were called for and ordered.

And on the question, shall this section be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight, (S |
| Bleecker, | Hunt, |
| Bray, | Johnes, |
| Brown, | Linn, |
| Blane, | Logan, |
| Burtis, | Larason, |
| Budd, | Ladow, |
| Conover, | Molleson, |
| Caldwell, | Pierson, |
| Corsen, | Richards, |
| Doremus, | Strader, |
| Dellicker, | Springer, |
| Dickerson, | Seely, |
| Daryee, | Tuttle, |
| Davis, | Talmage, |
| Edgar, | Wade, |
| Flammerfelt, | Wills.—35. |
| Gifford, | |

NAYS.

| | |
|---|---|
| Messrs. Chetwood. | Messrs. Jobs. |
| Cooper, | Riggs, |
| Flatt. | Saunier, |
| Fries, | Valentine. |
| Hull, | Young,—10. |

Mr. Bleecker offered the following:

"Sec. 14. And be it enacted, That all and several the acts passed at any time during any of the sittings of this present legislature in the years 1836 and 1837, incorporating banks, and so much of all and several, the acts and supplements to any act or acts creating bodies corporate, passed at the time aforesaid, as grants to said bodies corporate, banking or trust powers, (excepting such act or acts, passed at the time aforesaid, incorporating a bank or banks that have so far gone into operation, as to have had subscribed the capital stock thereto, and the first instalment thereof having been actually paid in) be, and the same are hereby repealed."

Mr. Molleson moved to amend the same by striking out the words:

"Excepting such act or acts passed at the time aforesaid, incorporating a bank or banks that have so far gone into operation, as to have had subscribed the capital stock thereto, and the first instalment thereof having been actually paid in."

Upon which motion Mr. Bleecker called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Saunier, |
| Chetwood, | Strader, |
| Flatt, | Seely, |
| Hunt, | Tuttle. |
| Jobs, | Valentine, |
| Ladow, | Wade,—13. |
| Molleson. | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flummerfelt, |
| Bleecker, | Fries, |
| Bray, | Gifford, |
| Brown, | Hull, |
| Budd, | Haight, (Sp.) |
| Conover, | Johnes. |
| Cooper, | Linn, |
| Caldwell, | Pierson, |
| Corsen. | Riggs, |
| Doremus. | Richards, |
| Dellicker. | Springer, |
| Dickerson, | Talmage, |
| Duryee, | Wills, |
| Davis, | Young,—29. |
| Edgar, | |

Mr. Chetwood moved to amend the section by striking out the words 'this present legislature,' and inserting the words 'the past legislature;' and also, after the word 'years,' the words 'eighteen hundred and thirty-five,' and also to strike out the exception contained in the section:

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Fries, |
| Blane. | Hall, |
| Chetwood, | Larason, |
| Caldwell, | Springer. |
| Corsen, | Seely, |
| Doremus, | Valentine, |
| Flatt, | Wade,—14. |

NAYS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Budd, |

Messrs. Bleecker,
Brown,
Conover,
Cooper,
Dellicker,
Dickerson,
Duryee,
Davis,
Edgar,
Flummerfelt,
Gifford,
Hull,
Haight, (Sp.)
Jobs.
Johnes,
Linn,
Logan,
Ladow,
Pierson,
Riggs,
Richards,
Saunier,
Strader,
Tuttle,
Talmage,
Wills,
Young—29.

Mr. Chetwood moved that the further consideration of the section be postponed to the next session of the legislature, but subsequently withdrew his motion.

The question then recurring upon agreeing to the section, the yeas and nays were called for and ordered:

And on the question, shall this section be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Blane,
Bleecker,
Bray,
Dellicker,
Hall,
Larason.—6.

NAYS.

Messrs. Alexander,
Burtis,
Budd,
Chetwood,
Conover,
Cooper,
Corsen,
Doremus,
Dickerson,
Duryee,
Davis,
Edgar,
Flummerfelt,
Fries,
Gifford,
Haight, (Sp.)
Hull,
Hunt,
Jobs,
Johnes,
Linn,
Logan,

Messrs. Ladow,
Molleson,
Pierson,
Pettit.
Riggs,
Richards,
Saunier.
Strader.
Springer.
Seely,
Tuttle,
Talmage.
Valentine,
Wills,
Wade.
Young.—38.

Mr. Riggs offered the following:

Sec. 14. And be it enacted, That the charter of every Bank or company exercising banking privileges which shall avail itself of the privileges conferred by this act shall be subject to amendment, modification or repeal, whenever, in the opinion of the legislature, the public good requires it.

Upon which motion the yeas and nays were called for by Mr. Blane, and ordered:

Upon the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Bray,
Bleecker,
Brown,
Blane,
Burtis.
Doremus,
Dickerson,
Edgar,
Flummerfelt.
Hall,
Haight. (Sp.)
Jobs,
Johnes,
Logan,
Larason,
Riggs,
Strader,
Springer.
Valentine,
Wills,
Young,—21.

NAYS.

Messrs. Alexander,
Budd,
Chetwood.
Conover,
Cooper,
Caldwell,
Corsen,
Duryee,
Davis,
Flatt,

| | |
|---|---|
| Messrs. Fries, | Messrs. Pettit, |
| Gifford, | Richards, |
| Hull, | Saunier, |
| Hunt. | Seely, |
| Linn. | Tuttle, |
| Ladow, | Talmage, |
| Molleson. | Wade,—25. |
| Pierson, | |

Mr. Valentine offered the following:

Sec. 14, And be it enacted, That when any person or persons having obtained or who shall hereafter obtain a judgment or judgments against any one or more defendants, shall insist on receiving only gold or silver in payment or discharge of such judgment or judgments there shall be a stay of execution on such judgment or judgments, so long as the said plaintiff or plaintiffs shall so insist on payment of gold and silver as aforesaid; and it shall be the duty of the officer in whose hands any execution is so stayed, to make return thereof to the court from which it issued, with his proceedings thereon, at the cost of the party at whose suit it issued.

Upon which motion Mr. Dickerson called for the yeas and nays which were ordered;

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Hunt, |
| Brown. | Linn, |
| Blane, | Larason. |
| Burtis, | Saunier. |
| Doremus, | Strader, |
| Dickerson, | Valentine. |
| Flummerfelt, | Young,—15. |
| Haight, (Sp.) | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Chetwood, |
| Bleecker, | Cooper, |
| Budd, | Caldwell, |

| | |
|---|---|
| Messrs. Corsen, | Messrs. Ladow. |
| Dellicker, | Molleson, |
| Duryee. | Pierson, |
| Davis, | Pettit. |
| Edgar. | Riggs, |
| Flatt, | Richards. |
| Fries. | Springer, |
| Gifford. | Seely, |
| Hull, | Talmage. |
| Jobs, | Tuttle, |
| Johnes, | Wade. |
| Logan. | Wills,—30. |

Mr. Riggs moved to reconsider the first section;

Which was not agreed to.

Mr. Chetwood moved that the further consideration of the said bill be postponed to to-morrow morning at ten o'clock; and that the same be printed as amended;

Which was agreed to.

Mr. Riggs asked and obtained leave to introduce a bill entitled An act to legalise certain appointments made by the Governor;

Which was read and ordered a second reading.

On motion of Mr. Johnes the House adjourned to to-morrow morning at ten o'clock.

---

Saturday, May 27, 1837.

At ten o'clock the House met.

Mr. Doremus presented a petition from the select men of Jersey city, praying that that corporation may be considered a township for all the purposes necessary to obtaining its proportion of the surplus revenue;

Which was read and referred to Messrs. Doremus, Tuttle and Gifford.

Mr. Chetwood from the committee upon that subject reported a joint resolution authorising the Treasurer to borrow fifteen thousand dollars;

Which was read and ordered a second reading.

On motion of Mr. Chetwood the rules of the House were

dispensed with, and said resolution was read a second time, agreed to, and ordered to be engrossed for a third reading.

Mr. Chetwood from the minority of the committee upon commercial embarrassment, reported a bill entitled An act respecting the circulation of small notes for the payment of money;

Which was read.

Mr. Davis moved that the question of ordering said bill to a second reading, be postponed until the majority of said committee shall have reported upon the same subject.

Upon which motion Mr. Bray called for the yeas and nays which were ordered,

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Caldwell, | Messrs. Molleson, |
| Corsen, | Pierson. |
| Doremus, | Richards. |
| Davis, | Strader, |
| Fries, | Seely, |
| Haight, (Sp.) | Tuttle. |
| Hunt. | Talmage, |
| Jobs, | Valentine, |
| Linn, | Wade, |
| Ladow, | Young,—20. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Duryee, |
| Bleecker, | Flatt. |
| Bray, | Flummerfelt, |
| Brown, | Gifford, |
| Blane, | Hull, |
| Burtis, | Johnes, |
| Budd, | Logan, |
| Chetwood, | Lalor, |
| Conover, | Pettit, |
| Cooper, | Riggs, |
| Dellicker, | Wills,—23. |
| Dickerson, | |

The question being upon ordering said bill to a second reading, Mr. Bray called for the yeas and nays which were ordered,

And on the question, shall this bill have a second reading?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn, |
| Chetwood, | Logan, |
| Cooper, | Ladow, |
| Caldwell, | Molleson. |
| Corsen, | Pierson, |
| Doremus. | Pettit, |
| Duryee, | Richards. |
| Flatt, | Seely, |
| Fries. | Tuttle, |
| Gifford, | Talmage, |
| Haight, (Sp.) | Wade. |
| Hunt, | Young.—25. |
| Jobs, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Davis, |
| Bray, | Flummerfelt. |
| Brown. | Hull, |
| Blane, | Johnes. |
| Burtis. | Lalor, |
| Budd, | Riggs. |
| Conover, | Strader. |
| Dellicker, | Valentine. |
| Dickerson, | Wills.—18. |

The said bill was then ordered to be printed.

Mr. Valentine from the majority of the committee upon that subject reported as follows:

The majority of the joint committee on the commercial embarrassment of the country beg leave to report:

That it is inexpedient at this time to authorise the issuing of small notes by the banks and banking companies and companies exercising banking privileges in this state.

On motion of Mr. Jobs, Ordered, That the report be laid on the table.

Mr. Valentine from the same committee, reported a bill entitled An act to stay executions in certain cases;

Which was read and ordered a second reading.

Mr. Chetwood called up the bill entitled An act to regulate the fees of notaries;

And while the same was under consideration,

Mr. Chetwood moved to amend the same by striking out the word "fifty," and inserting the words "seventy-five," and by striking out all after the word "exchange," so as to read:

"It shall not be lawful for any notary or other officer to take or demand more than seventy-five cents, for the presentation, demand, notice or notices, protest and recording the same, of any promissory note or inland bill of exchange;"

Which was not agreed to.

Mr. Flatt moved to amend the section by striking out all after the word "exchange;"

Which was not agreed to.

The said bill was then agreed to, and ordered to be engrossed for a third reading.

Mr. Valentine called up the bill entitled An act to authorise the sale of a part of the government lot in the city of Trenton, and moved that the same be committed;

Which was agreed to, and Messrs. Valentine, Bray and Chetwood, appointed.

Mr. Chetwood moved to dispense with the rule of the House in order to take up the engrossed joint resolution authorizing the Treasurer to borrow money;

Which was agreed to.

The said joint resolution was then taken up, read and compared,

And on the question, shall this joint resolution pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Corsen, |
| Bleecker, | Doremus, |
| Brown, | Dellicker. |
| Burtis, | Duryee, |
| Chetwood, | Davis, |
| Conover, | Flatt. |
| Cooper, | Flummerfelt, |
| Caldwell, | Fries, |

| | |
|---|---|
| Messrs. Gifford, | Messrs. Pierson, |
| Hull, | Pettit, |
| Haight, (Sp.) | Riggs, |
| Hunt, | Richards, |
| Jobs, | Strader, |
| Johnes, | Tuttle, |
| Linn, | Talmage, |
| Logan, | Valentine, |
| Lalor. | Wills, |
| Ladow. | Young,—26. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Mr. Blane,—3. |
| Budd. | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said joint resolution and request their concurrence.

Mr. Wills called up the bill entitled An act relative to banking companies,"

And while the same was under consideration,

Mr. Valentine moved to amend the first section by annexing thereto the following:

Provided, also, That such suspension shall not apply to any bank and banking company, or company exercising banking privileges, which shall, during the limitation of this act, refuse to receive in payment of debts due to said banks or companies, the bills or notes of any other bank, subject to the provisions of this act, and against which an injunction has not been granted.

Which was read and agreed to.

Mr Valentine moved to amend the second section by striking out the word 'hereafter,' and inserting in lieu thereof the words 'after the first day of September next,' so as to read:

"That during the period aforesaid, the amount of notes or bills issued and in circulation by the several banks and banking companies, or companies exercising banking privileges of this state, shall not, *after the first day of September next*; exceed the following amounts, &c.

Mr. Riggs moved to amend the amendment by inserting the word 'July,' in lieu of the word 'September;'

Which was not agreed to.

Mr. Alexander moved to amend the amendment by inserting the words 'twenty-fifth of July,' in lieu of the words 'first day of September;'

Which was not agreed to.

Mr. Riggs moved to amend the amendment by inserting the word 'August,' in lieu of the word 'September;'

Which was not agreed to.

The question then recurring upon the amendment, the same was agreed to.

Mr. Valentine moved to strike out the fifth section, as follows:

"Sec. 5, And be it enacted, That the governor, or person administering the government of this state, be authorised and required to appoint three commissioners on the part of the people of this state, to serve during the term of whose duty it shall be to visit personally, at least once in each quarter of a year, all and several the banks, banking companies, or companies exercising banking privileges in this state, for the purpose of investigating their conditions and concerns, by a full and free examination of their books of account and other vouchers; and the said commissioners, or either of them, are hereby authorised and empowered to administer to any of the officers or directors of any of the said banking institutions, an oath or affirmation that they will make true answers to such questions as may be put to them by the said commissioners, or either of them, touching the concerns and conditions of the several institutions to which said officers or directors may respectively belong, and that the chancellor be, and is hereby authorised and directed to supply any vacancy that may occur by reason of the refusal to act, death, removal or otherwise, of the said commissioners, or either of them.

And in lieu thereof to insert the following:

Sec. 5. And be it enacted, That this state shall be divided into the following districts, viz: the counties of Bergen, Passaic, and Essex, shall form the first district; the counties of Morris, Sussex, and Warren, the second district; the counties of Hunterdon, Somerset, and Middlesex, the third district; the counties of Monmouth, Burlington, and Gloucester, the fourth district; the counties of Salem, Cumberland, Cape May, and Atlantic, the fifth district; and there shall be appointed three commissioners hereinafter named, in each district, who, or a majority of them, shall forthwith after the passage of this act, and notice from the governor of their appointment, visit every monied corporation within their respective district, upon the provisions of which this act shall be binding, and thoroughly to inspect the affairs of the said monied corporations; examine all the books, papers, notes, bonds and other evidences of debts of said corporations, and compare the funds and property of

said corporations, with the statements by them made out, as directed by this act, and ascertain the quantity of specie on hand, and make such other inquiries as may be necessary to ascertain the actual condition of the said corporations, and their ability to fulfil all the engagements made by them; and make report thereof without delay to the chancellor of this state, who shall immediately publish the same in such manner as he shall think proper; *Provided however*, that each of the commissioners before he enters upon his duties, shall take and subscribe an oath or affirmation before the clerk of the county where he may reside, and shall cause said oath to be filed in the office of said clerk, and take a certified copy thereof, that he will faithfully, honestly, and impartially, discharge the duties of his commission; and that he will not disclose the name, or names, of debtor, or debtors, of any bank and banking company, or company exercising banking privileges, which he may examine, or any information obtained in the course of such examination, unless required in a court of justice, or in the course of some proceedings authorised by this act; also, that he is not a stockholder, notary, clerk, attorney, or interested directly or indirectly, in any bank or banking company, or company exercising banking privileges, or brokers office in this state, or elsewhere; and the said commissioners, or either of them, shall have power to examine upon oath or affirmation, all, or any one, or more of the officers or agents of said corporations, or any other person, in relation to the affairs and conditions of said corporations, which oath or affirmation the said commissioners or either of them, are personally authorised to administer.

Which was agreed to.

Mr. Valentine moved to further amend the bill by inserting as the sixth section, the following:

Sec. 8. And be it enacted, That William Stites, of Essex, Francis Price, of Bergen, Robert Carrick, of Passaic, shall be the commissioners for the first district; John McCarter, of Morris, Charles Sitgreaves, of Warren, Robert H. McCarter, of Sussex, for the second district; Asher Atkinson, of Hunterdon, Littleton Kirkpatrick, of Middlesex, Peter Voorhees, of Somerset, for the third district; Daniel Holmes, of Monmouth, James H. Sterling, of Burlington, Benjamin Wilkins, of Gloucester, for the fourth district; Thomas Sinnickson, of Salem, Lucius Q. C. Elmer, of Cumberland, Jeremiah Leaming, of Cape May, for the fifth district—as provided in the fifth section of this act.

Mr. Gifford moved to amend the amendment, by striking out the name of 'Daniel Holmes" and inserting in lieu thereof the name of 'John I Browne;' which was agreed to.

The question then recuring upon the amendment, the same was agreed to.

The said bill was further amended, agreed to ; and

On motion of Mr. Bray, ordered to be reprinted as amended.

Mr. Strader moved to dispense with the rules of the House, in order to take up the bill entitled A supplement to the act for the relief of Bartholomew Lott, of the county of Sussux ;

Which was agreed to.

The said bill was then taken up, read a second time, amended and agreed to, and ordered to be engrossed for a third reading.

The House adjourned to this afternoon at three o'clock,

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At three o'clock the House met.

The Speaker being absent, on motion,

Benjamin Davis, of Burlington, was chosen speaker pro tempore.

Mr. Burtis moved a call of the House, which was ordered, and on calling the roll of members the following answered to their names :

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt. |
| Bray, | Jobs, |
| Brown, | Linn, |
| Burtis, | Logan, |
| Chetwood, | Lalor, |
| Corsen. | Ladow. |
| Doremus, | Pettit, |
| Dellicker, | Riggs, |
| Dickerson, | Richards, |
| Davis, | Strader, |
| Flatt, | Seely, |
| Flummerfelt, | Talmage. |
| Fries, | Valentine, |
| Gifford, | Wade. |
| Hull, | Young.—30. |

Mr. Valentine from the committee upon that subject reported the bill entitled An act to authorise the sale of a part of the government lot in the city of Trenton, with amendments ;

Which was read, ordered a second reading and to be printed.

Mr. Alexander moved to dispense with the rules of the House in order to take up the engrossed bill entitled A supplement to the act for the relief of Bartholomew Lott, of the county of Sussex;

Which was agreed to.

The said bill was then taken up, read a third time and compared, and on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council, and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood called up the engrossed bill entitled An act to regulate the fees of notaries, and moved that the same be recommitted.

The bill entitled An act concerning banks, was taken up.

Mr. Gifford moved to amend the eighth section of the same, by striking out the name of "Daniel Holmes," and inserting in lieu thereof the name of "John I. Browne;"

Which was agreed to.

Mr. Bleecker moved to amend the eleventh section of said bill by striking out the words "resume and continue," and in lieu thereof to insert the words "have resumed and continued," so as to read:

Provided, That whenever any bank or banking company, or company exercising banking privileges of this state, shall have resumed and continued specie payment," &c.

Upon which amendment the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Dellicker. |
| Bleecker, | Dickerson, |
| Bray, | Gifford, |
| Brown, | Jobs, |
| Blane, | Lalor.—11. |
| Doremus, | |

NAYS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Chetwood, |

| | |
|---|---|
| Messrs. Corsen, | Messrs. Pettit, |
| Davis. | Riggs, |
| Flatt. | Richards, |
| Flummerfelt, | Strader, |
| Fries, | Seely, |
| Hull, | Talmage, |
| Hunt, | Valentine, |
| Linn, | Wade, |
| Logan, | Young.—21. |
| Ladow, | |

Mr. Valentine moved to amend the second section by striking out the word 'July,' and inserting in lieu thereof the word 'September;'

Which was agreed to.

Mr. Hunt moved to amend the seventh section by striking out the words 'of this state,' and in lieu thereof to insert the words 'who shall accept of the provisions of this act,' so as to read,

"That the bills of all such banks or companies, as shall be reported to the chancellor to be in a safe, sound and solvent condition, by the said commissioners, or any two of them, shall, during the period aforesaid, be received in payment of debts, from individuals, by all the other banks, banking companies, and companies exercising banking privileges, who shall accept of the provisions of this act,"

Which was agreed to.

The said bill was further amended, agreed to, and ordered to be engrossed for a third reading.

Mr. Chetwood from the committee upon that subject reported the bill entitled An act to regulate the feas of notaries, with an amentment;

Which was agreed to, and said bill ordered a second reading.

Mr. Chetwood moved to dispense with the rules of the House in order to take up said bill on its second reading;

Which was agreed to.

The said bill was then read a second time, agreed to and ordered to be re engrossed.

Mr. Flatt moved to take up the bill entitled An act concerning banks;

Which was not agreed to.

Mr. Riggs moved to take up the bill entitled An act to legalise certain appointments made by the Governor.

And before the question was taken,

Mr. Flatt moved that the House do now adjourn;

Which was not agreed to.

The question then recurring upon Mr. Riggs' motion, the same was disagreed to.

Mr. Riggs moved that the House do now adjourn;

Which was not agreed to.

Mr. Chetwood moved that the House do now adjourn:

Upon which motion Mr. Blane called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood. | Messrs. Ladow, |
| Corsen, | Richards. |
| Fries, | Wade, |
| Jobs, | Young,—8. |

NAYS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Gifford, |
| Bleecker, | Hull, |
| Bray, | Hunt, |
| Brown, | Linn. |
| Blane, | Logan, |
| Doremus, | Lalor. |
| Dellicker, | Riggs, |
| Dickerson, | Strader, |
| Davis, | Seely, |
| Flatt. | Talmage, |
| Flummerfelt. | Valentine.—22. |

Mr. Flatt moved that the Clerk do now proceed to call the list of bills upon a second reading;

Which was agreed to.

Mr. Fries moved that the House do now adjourn:

Upon which motion Mr. Blane called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Logan. |
| Chetwood. | Lalor. |
| Corsen. | Ladow, |
| Davis, | Pettit, |
| Flatt, | Seely. |
| Fries, | Talmage. |
| Hunt. | Wade, |
| Jobs, | Young,—16. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flummerfelt, |
| Bleecker, | Gifford, |
| Brown, | Hull, |
| Blane, | Linn, |
| Doremus, | Riggs, |
| Dellicker, | Strader. |
| Dickerson, | Valentine.—14. |

So the House adjourned to Monday morning at ten o'clock.

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Monday, May 29, 1837.

At ten o'clock the House met.

Mr. Valentine called up the bill entitled An act to stay executions in certain cases, and while the same was under consideration,

Mr. Flatt moved to strike out the second section of said bill as follows:

Sec. 2. And be it enacted, That no levy made under any execution or executions, which shall be stayed by virtue of this act, shall be a lien upon, or in any way bind, any personal property;

Which was not agreed to.

Mr. Bleecker moved to amend the first section by inserting after the word 'judgments,' the following:

"Unless such judgment or judgments shall be, or may have been obtained on a special contract for the payment of specie or lawful money of the United States.

So as to read:

"That when any plaintiff or plaintiffs having obtained, or who shall hereafter obtain a judgment or judgments against any one or more defendants, shall insist on receiving only gold or silver in payment or discharge of such judgment or judgments, there shall be a stay of execution on such judgment or judgments, unless," &c.

Which was not agreed to.

The said bill was further amended, agreed to and ordered to be engrossed for a third reading.

Mr. Flatt called up the bill introduced by Mr. Davis entitled An act concerning banks,

And while the same was under consideration,

Mr. Chetwood moved to amend the first section by inserting therein the following;

"Or to make any officer thereof personally liable," so as to read:

"That every provision of law now in force, requiring or authorizing proceedings against any bank or banking company, or other company exercising banking privileges in this state, for the object or with a view to forfeit its charter, or act of incorporation, or wind up its concerns, or which requires such bank or company to suspend its operations or proceedings, *or to make any officer thereof personally liable*, in consequence of neglecting or refusing to redeem its bills," &c.

Which was agreed to.

Mr. Alexander moved to amend said bill by inserting as the second section, the following:

Sec. 2. And be it enacted, That during the period aforesaid, the amount of notes or bills issued and in circulation by the several banks and banking companies, or company exercising banking privileges of this state shall not hereafter exceed the following amounts, respectively:—those having banking capital stock actually paid in, not exceeding $250,000 a circulation not exceeding three fourths of the capital stock so paid in; those having banking capital stock actually paid in, exceeding $250,000, a circulation not exceeding one half of the amount of their respective capitals so paid in.

Which was agreed to,

Mr. Alexander moved further to amend said bill, by inserting as the third section, the following:

Sec. 3. And be it enacted, That every bank, banking company, and company exercising banking privileges, claiming any

benefit of this act, shall forward to the treasurer, in the month of June next, on the second Monday thereof, and in every month thereafter, on the second Monday thereof, during the period aforesaid, a statement of its condition from the books of such bank or company, certified by the cashier, or book-keeper thereof; which statement shall at least contain the amount of loans and discounts—of real estate—of balances due from other banks—of bank notes of other banks—of specie—of current expenses—and also the amount of capital stock paid in—of discount and interest received—of profit and loss—of dividends unpaid—of sums due to public officers—of sums due to other depositors—of balances due to other banks—of bank notes in circulation—copies, or abstracts, of such statements, shall be published by the treasurer.

Mr. Flatt moved to amend the amendment by inserting after the word 'certified' the words 'under oath or affirmation,'

Which was agreed to.

Mr. Chetwood moved to amend the amendment by inserting after the words 'bank notes in circulation,' the following:

"Which certificate shall further specify the amounts of the assetts of the respective banks which are considered good, such as are considered bad, and such as are considered doubtful;"

Which was agreed to.

The said section was then agreed to.

Mr. Dickerson moved to amend the said bill by inserting as a fourth section the following:

Sec. 4. And be it enacted, That this act shall not take effect in favor of any bank, unless such bank or company exercising banking privileges, shall signify its assent to the provisions of this act, nor unless such bank or company shall assent that the legislature may hereafter modify or repeal the act incorporating such bank or company, or any acts in amendment thereof; which said assent shall be given within twenty days, by an agreement under its corporate seal, to be deposited with the secretary of state.

Which was not agreed to.

Mr. Valentine moved to amend the first section of said bill by annexing thereto the following:

Provided also, That such suspension shall not apply to any bank and banking company, or company exercising banking privileges which shall during the limitation of this act refuse to receive in payment of debts due to said banks or companies from individuals the bills or notes of any other bank or company, subject to the provisions of this act, and against which an injunction has not been granted.

Which was agreed to.

Mr. Alexander moved to amend said bill, by inserting as a fourth section the following:

Sec. 4. And be it enacted, That notwithstanding the provisions aforesaid, the chancellor may proceed in all cases not within the intent and meaning of this act, according to the said act entitled 'an act to prevent frauds by incorporated companies,' passed sixteenth February, eighteen hundred and twenty-nine.

Which was agreed to.

The said bill was further amended, agreed to and ordered to be engrossed for a third reading.

On motion of Mr. Tuttle, Ordered, That said bill be printed as amended.

Mr. Valentine called up the bill entitled An act to authorise the sale of a part of the government lot in the city of Trenton, and while the same was under consideration,

Mr. Tuttle moved to amend the same by annexing thereto the following:

Provided also, That the governor of this state shall first give his assent to such sale and conveyance in writing.

Which was not agreed to.

The said bill was further amended, agreed to and ordered to be engrossed for a third reading.

On motion of Mr. Alexander, the House adjourned to this afternoon at three o'clock.

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At three o'clock the House met.

Mr. Flatt moved a call of the House, which was ordered; and on calling the roll the following members answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Edgar, |
| Bleecker, | Flatt, |
| Bray, | Flummerfelt, |
| Burtis, | Fries, |
| Chetwood, | Gifford, |
| Corsen, | Hull, |
| Dellicker, | Hunt, |
| Dickerson, | Jobs. |
| Duryee, | Johnes, |
| Davis, | Linn. |

| | |
|---|---|
| Messrs. Logan. | Messrs. Seely, |
| Lalor, | Tuttle, |
| Ladow, | Talmage. |
| Pettit. | Valentine, |
| Richards, | Wills, |
| Strader. | Young.—32. |

Mr. Flatt moved that the engrossed bill entitled An act to stay executions in certain cases, be taken up;

Which was agreed to.

Mr. Flatt then moved that said bill be recommitted;

Upon which question Mr. Valentine called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Linn, |
| Duryee. | Lalor, |
| Flatt, | Wills,—26. |
| Johnes, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs. |
| Burtis, | Logan, |
| Chetwood, | Ladow. |
| Corsen, | Pierson, |
| Doremus, | Pettit. |
| Dellicker, | Richards, |
| Dickerson, | Strader, |
| Davis, | Seely, |
| Flummerfelt, | Tuttle, |
| Fries, | Talmage, |
| Gifford, | Valentine, |
| Hull, | Wade, |
| Hunt. | Young,—26. |

Mr. Chetwood moved to dispense with the rules of the House in order to put said bill upon its final passage;

Which was agreed to.

The said bill was then read a third time and compared;
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Brown, | Logan, |
| Burtis, | Ladow, |
| Chetwood, | Pierson, |
| Corsen. | Richards, |
| Doremus. | Saunier, |
| Dellicker. | Strader, |
| Dickerson, | Seely, |
| Davis, | Tuttle. |
| Flummerfelt, | Talmage, |
| Fries, | Valentine, |
| Hull, | Wade, |
| Hunt, | Young,—26. |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Gifford, |
| Bleecker, | Johnes. |
| Bray, | Linn, |
| Duryee, | Lalor. |
| Edgar, | Pettit, |
| Flatt, | Wills,—12. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Chetwood called up the bill entitled An act respecting the circulation of small notes for the payment of money, and the same having been read,

The question being upon agreeing to the first section of said bill. Mr. Bray called for the yeas and nays which were ordered,

And on the question, shall this section be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Pierson, |
| Corsen, | Pettit, |
| Duryee, | Richards, |
| Davis, | Saunier, |
| Flatt, | Seely, |
| Fries, | Tuttle. |
| Gifford, | Talmage, |
| Hunt, | Wade, |
| Logan, | Young—19. |
| Ladow, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Flummerfelt, |
| Bleecker, | Hull, |
| Bray, | Jobs. |
| Brown, | Johnes. |
| Blane. | Linn, |
| Burtis. | Lalor, |
| Doremus. | Strader, |
| Dellicker, | Valentine, |
| Dickerson, | Wills,—19. |
| Edgar, | |

So the House disagreed to the first section of said bill.

Mr. Wills called up the bill entitled An act relative to banking companies,

And while the same was under consideration,

Mr. Wills moved to amend the first section of said bill by striking out the following:

Provided, also, That such suspension shall not apply to any bank and banking company, or company exercising banking privileges, which shall, during the limitation of this act, refuse to receive in payment of debts due to said banks or companies, the bills or notes of any other bank, subject to the provisions of this act, and against which an injunction has not been granted.

Upon which motion the yeas and nays were called for by Mr. Alexander, and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood. | Messrs. Richards, |
| Corsen, | Seely, |
| Duryee, | Tuttle, |
| Flatt, | Wills, |
| Linn. | Young,—10. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hull, |
| Bleecker, | Hall, |
| Bray, | Hunt. |
| Brown, | Jobs, |
| Blane, | Johnes, |
| Burtis. | Logan, |
| Doremus, | Lalor, |
| Dellicker, | Ladow, |
| Dickerson, | Pierson, |
| Davis, | Pettit, |
| Edgar, | Strader, |
| Flummerfelt. | Talmage, |
| Fries, | Valentine. |
| Gifford, | Wade,—28. |

Mr. Chetwood moved to amend the said section by inserting therein the following:

"Or whereby any officer thereof has or shall become personally liable," so as to read:

That every provision of any law heretofore enacted by the legislature of this state, and now in force, whereby the charter of any bank or banking company, or company exercising banking privileges shall, or have become forfeited, or whereby any officer, &c.

Upon which motion Mr. Bleecker called for the yeas and nays which were ordered;

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Lalor. |
| Chetwood. | Ladow, |
| Corsen. | Pettit, |
| Dickerson, | Richards, |
| Duryee, | Seely. |
| Davis, | Tuttle, |
| Flatt, | Talmage. |
| Fries, | Valentine. |
| Gifford, | Wade, |
| Hunt. | Young,—21. |
| Jobs, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hull, |
| Bleecker, | Hall, |
| Brown, | Johnes, |
| Bray, | Linn, |
| Blane, | Larason, |
| Doremus, | Pierson, |
| Dellicker, | Strader. |
| Edgar, | Wills.—17. |
| Flummerfelt, | |

Mr. Jobs moved to amend said section by striking out at the end thereof the words, "and against which an injunction has not been granted," and in lieu thereof to insert, "after the examination authorised by this act, and return made of the solvency of such banks;" so as to read:

Provided also, That such suspension shall not apply to any bank and banking company or company exercising banking privileges, which shall during the limitation of this act refuse to receive in payment for debts due from any individual or individuals to said banks or companies, the bills or notes of any other bank subject to the provisions of this act after the examination, &c.

Which was not agreed to.

Mr. Jobs moved to amend the fifth section by inserting therein the following:

"And the amount of debts due the said bank, for which stock of the said bank has been hypothecated;" so as to read:

"And there shall be appointed three commissioners hereinafter named in each district, who, or a majority of them, shall forthwith after the passage of this act, and notice from the governor of their appointment, visit every monied corporation within their respective district upon the provisions of which this act shall be binding, and thoroughly to inspect the affairs of the said monied corporations; examine all the books, papers, notes, bonds, and other evidences of debts of said corporations, and compare the funds and property of the said corporations with the statements by them made out, as directed by this act, and ascertain the quantity of specie on hand, and the amount," &c.

Which was agreed to.

The said bill was further amended, agreed to and ordered to be engrossed for a third reading.

The House adjourned to to-morrow morning at ten o'clock.

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TUESDAY, May 30, 1837.

At ten o'clock the House met.

Mr. Pierson presented a petition from sundry inhabitants of Essex praying that the present suspension of specie payments by the banks may be authorised, and that they may be allowed to issue small bills;

Which was read, and on motion of Mr. Pierson, Ordered to lie on the table.

Mr. Tuttle from the committee upon that subject reported a bill entitled An act to authorise the mayor and common council of the city of Newark to issue small notes for a limited time;

Which was read and ordered a second reading.

Mr. Doremus from the committee upon that subject reported a bill entitled A further supplement to the act making provision for the deposite and distribution of so much of the surplus revenue of the United States as may fall to the share of this state;

Which was read, ordered a second reading and to be printed.

The engrossed bill entitled An act concerning banks, being the bill reported by Mr. Alexander,

Was taken up, read a third time and compared:

Mr. Hunt moved that the consideration of said bill be postponed for the present;

Which was not agreed to.

The question then recurring upon the final passage of said bill:

Upon the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Burtis, | Molleson. |
| Chetwood, | Pierson, |
| Corsen, | Seely, |
| Doremus, | Tuttle, |
| Duryee. | Talmage, |
| Fries, | Wade,—14. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp.) |
| Bray, | Jobs. |
| Brown, | Johnes, |
| Blane, | Linn, |
| Cooper, | Logan, |
| Caldwell. | Larason. |
| Dellicker, | Lalor, |
| Dickerson, | Ladow. |
| Davis, | Pettit. |
| Edgar, | Riggs, |
| Flatt, | Richards, |
| Flummerfelt, | Strader, |
| Hull, | Springer, |
| Hall. | Wills,—28. |

On motion of Mr. Alexander, Ordered, That said bill be laid upon the table.

The engrossed bill entitled An act concerning banks, being the bill introduced by Mr. Davis,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Haight. (Sp.) |
| Chetwood. | Hunt. |
| Cooper, | Ladow, |
| Corsen, | Molleson, |
| Doremus, | Pierson, |
| Dickerson, | Riggs, |
| Davis, | Richards, |
| Duryee, | Seely, |
| Flatt, | Tuttle, |
| Fries, | Talmage, |
| Hull, | Wade,—22. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Jobs, |
| Bray, | Johnes, |
| Brown, | Linn. |
| Blane, | Logan, |
| Burtis. | Larason, |
| Caldwell, | Lalor, |
| Dellicker, | Pettit, |
| Edgar, | Strader, |
| Flummerfelt. | Springer, |
| Gifford, | Wills,—21. |
| Hall, | |

On motion of Mr. Davis, Ordered, That said bill be laid upon the table.

Mr. Wills called up the engrossed bill entitled An act relative to banking companies, and moved that the same be committed ;

Which was agreed to ; and Messrs. Wills, Hunt and Alexander, appointed.

Mr. Davis called up the bill introduced by him entitled An act concerning banks, and moved that the same be committed ;

Which was agreed to, and Messrs. Davis, Flatt and Riggs, appointed.

Mr. Riggs called up the bill entitled An act to legalise certain appointments made by the governor ;

Which was read a second time, agreed to, and ordered to be engrossed for a third reading.

On motion of Mr. Alexander, the House adjourned to this afternoon at three o'clock.

---

At three o'clock the House met.

Mr. Flatt offered the following resolution:

Resolved, That the legislature will close its present sitting and adjourn sine die on Friday next the second of June.

Mr. Chetwood moved to amend the resolution by striking out "Friday the second of June," and inserting "Wednesday the thirty-first of May;" and before the question was taken,

On motion of Mr. Flummerfelt, Ordered, That said resolution be laid on the table.

Mr. Wills from the committee to whom was committed the bill entitled An act relative to banking companies, reported the same with amendments as follows:

In the first section strike out the following words:

"Or whereby any officer thereof has or shall become personally liable."

And at the close of the section add the following:

Provided nevertheless, That any bank, banking company, or company exercising banking privileges, (the directors or other officers of which are made personally responsible for the debts or other liabilities of their respective institutions,) shall not be compelled to receive the notes of any bank except such as by the charters thereof the directors are made personally responsible as aforesaid.

Both which amendments were disagreed to.

The rules of the House were then dispensed with on motion of Mr. Alexander, and said bill read a second time by its title and ordered to be re-engrossed.

Mr. Davis from the committee to whom had been committed the bill entitled An act concerning banks, with the following amendments:

In the second section strike out the word "hereafter," and insert "after the first day of September next."

Insert the following as section four:

And be it enacted, That if any bank or banking company, or company exercising banking privileges of this state, shall refuse or neglect on demand at their counter, during the usual business

hours, by any other bank or banking company exercising banking privileges in this state, claiming any benefit of this act, to redeem their bills in current bills of the other banks or banking companies or companies exercising banking privileges of this state, against which no injunction has been granted, or in some other satisfactory manner. That from thenceforth the bills or notes of such bank or company refusing as aforesaid, shall not be receivable under the proviso of the first section of this act; and notice of such refusal or neglect shall forthwith be given to the chancellor, who shall cause the same to be published as he may think advisable.

Which was agreed to, the rules of the House dispensed with, and said bill ordered to be re-engrossed.

Mr. Alexander moved to dispense with the rules of the House, in order to take up on its final passage the bill entitled An act relative to banks;

Which was agreed to.

The said bill was then taken up, read a third time by its title,

And on the question, shall this bill pass?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Jobs, |
| Burtis, | Lalor, |
| Budd, | Pierson, |
| Doremus, | Tuttle, |
| Duryee, | Talmage. |
| Haight, (Sp.) | Wills.—12. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Flatt, |
| Bray, | Flummerfelt, |
| Brown, | Fries, |
| Blanc, | Gifford, |
| Chetwood, | Hall. |
| Cooper. | Hunt. |
| Caldwell, | Johnes. |
| Corsen. | Linn. |
| Dellicker, | Logan. |
| Davis, | Larason, |
| Edgar. | Ladow. |

| | |
|---|---|
| Messrs. Molleson, | Messrs. Strader, |
| Pettit, | Springer, |
| Riggs, | Seely, |
| Richards, | Wade.—30. |

The engrossed bill entitled An act to regulate the fees of Notaries,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Hull, |
| Brown, | Hall, |
| Blane, | Hunt. |
| Burtis, | Jobs, |
| Budd, | Johnes, |
| Chetwood. | Linn, |
| Cooper, | Logan, |
| Corsen. | Larason, |
| Doremus, | Ladow, |
| Dellicker, | Molleson, |
| Dickerson, | Pettit, |
| Duryee, | Richards, |
| Davis, | Strader. |
| Edgar, | Talmage. |
| Flatt, | Wade,—33. |
| Flummerfelt, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Pierson, |
| Caldwell, | Springer, |
| Fries, | Seely. |
| Haight. (Sp.) | Tuttle, |
| Lalor. | Wills.—10. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Alexander asked and obtained leave to introduce a bill entitled An act fixing the mode of determining the seat of justice in the county of Middlesex;

Which was read, ordered a second reading and to be printed.

Mr. Alexander called up the bill introduced by Mr. Saunier, entitled An act concerning banks;

Which was read a second time and agreed to.

Upon the question of ordering said bill to be engrossed for a third reading, the yeas and nays were called for by Mr. Bray and ordered:

And upon putting the question, shall this bill be engrossed for a third reading?

It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander. | Messrs. | Jobs. |
| | Burtis. | | Johnes. |
| | Cooper. | | Linn, |
| | Caldwell, | | Logan. |
| | Corsen, | | Ladow, |
| | Doremus. | | Lalor, |
| | Duryee, | | Pierson, |
| | Davis, | | Pettit, |
| | Flatt, | | Richards, |
| | Fries, | | Strader, |
| | Gifford, | | Seely, |
| | Hull, | | Talmage, |
| | Haight, (Sp.) | | Wade,—27. |
| | Hunt, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Edgar, |
| | Bray, | | Hall. |
| | Brown, | | Larason, |
| | Blanc. | | Molleson. |
| | Budd, | | Springer. |
| | Dellicker, | | Tuttle. |
| | Dickerson, | | Wills,—14. |

Mr. Doremus moved to reconsider the vote on the first section of the bill entitled An act respecting the circulation of small notes for the payment of money ;

Upon which motion Mr. Bleecker called for the yeas and nays which were ordered:

And on the question, shall this vote be reconsidered?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Logan, |
| Cooper. | Ladow, |
| Corsen. | Molleson. |
| Doremus. | Pierson, |
| Duryee, | Pettit. |
| Davis, | Richards, |
| Flatt, | Springer, |
| Haight, (Sp.) | Seely, |
| Hunt, | Tuttle. |
| Jobs, | Talmage, |
| Linn, | Wade,—22. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Flummerfelt, |
| Bleecker, | Fries, |
| Bray, | Gifford, |
| Brown, | Hull, |
| Blane, | Hall. |
| Burtis, | Johnes. |
| Caldwell, | Larason. |
| Dellicker. | Lalor. |
| Dickerson, | Riggs. |
| Edgar, | Wills,—20. |

Mr. Molleson moved that said bill be referred to a committee ;

Which was agreed to, and Messrs. Molleson, Bleecker and Tuttle, were appointed.

Mr. Flatt called up his resolution fixing the time for the adjournment of the present sitting of the legislature.

Mr. Flummerfelt moved to amend said resolution so as to fix the time of adjournment for to-morrow;

Which was not agreed to.

The resolution was then agreed to.

The House adjourned to to-morrow morning at ten o'clock.

---

WEDNESDAY, May 31, 1837.

At ten o'clock the House met.

Mr. Bleecker presented a petition from Calvin Campfield, praying the passage of a law granting to him the exclusive right of regulating the currency; which was read.

Mr. Bleeeker moved that the same be referred to the standing committee upon commercial embarrassments.

Mr. Chetwood moved to amend the motion by referring it to Mr. Bleecker as a special committee;

Which was not agreed to.

The question then recurring upon Mr. Bleecker's resolution, the same was disagreed to.

Mr. Wills moved that the same be laid upon the table;

Which was agreed to.

Mr. Chetwood moved that the petition be printed;

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Fries, |
| Blane, | Hunt, |
| Chetwood, | Ladow, |
| Cooper, | Pettit, |
| Caldwell, | Springer, |
| Duryee, | Wade,--12. |

NAYS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Jobs, |
| Bleecker, | Johnes, |
| Brown, | Linn. |
| Burtis, | Logan, |
| Budd, | Larason, |
| Corsen, | Lalor. |
| Doremus, | Molleson, |
| Dellicker, | Pierson, |
| Dickerson, | Riggs, |
| Davis, | Richards. |
| Edgar, | Strader, |
| Platt. | Seely, |
| Plummerfelt. | Tuttle. |
| Gifford, | Talmage, |
| Hull, | Valentine. |
| Hall. | Wills.—33. |
| Haight, (Sp.) | |

Mr. Tuttle presented a petition from sundry citizens of Newark, praying the passage of a law authorising the redemption of lands sold under foreclosure or execution within a limited time;

Which was read and referred to Messrs. Tuttle, Logan and Molleson.

Mr. Hall asked and obtained leave to introduce a bill entitled An act to repeal certain acts therein mentioned;

Which was read, and on the question of ordering the same to a second reading, Mr. Tuttle called for the yeas and nays which were ordered:

And on the question, shall this bill have a second reading?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Hall. |
| Bray, | Jobs, |
| Brown, | Johnes, |
| Blane, | Larason, |
| Caldwell, | Molleson, |
| Doremus, | Pettit, |
| Dellicker. | Riggs, |
| Edgar, | Strader,—18. |

NAYS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Logan, |
| Budd, | Ladow, |
| Chetwood, | Lalor. |
| Corsen, | Pierson, |
| Dickerson, | Richards, |
| Duryee, | Saunier, |
| Davis. | Springer, |
| Flatt. | Seely, |
| Flummerfelt, | Tuttle. |
| Fries, | Talmage, |
| Hull. | Valentine, |
| Haight, (Sp.) | Wade, |
| Hunt, | Wills,—27. |
| Linn, | |

Mr. Hall moved that said bill be laid upon the table.

Mr. Chetwood moved that the same be dismissed from the files of the House:

Upon which motion Mr. Hall called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Burtis, | Messrs. Pierson, |
| Chetwood, | Richards, |
| Cooper, | Saunier, |
| Corsen, | Springer, |
| Davis, | Seely. |
| Flatt. | Tuttle, |
| Fries, | Talmage, |
| Linn, | Valentine, |
| Ladow. | Wade,—18. |

NAYS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Bray, |
| Bleecker, | Brown, |

| | |
|---|---|
| Messrs. Blane, | Messrs. Hunt, |
| Budd. | Jobs, |
| Caldwell, | Johnes, |
| Doremus, | Logan, |
| Dellicker. | Larason. |
| Duryee, | Lalor. |
| Edgar, | Molleson, |
| Flummerfelt, | Pettit, |
| Gifford, | Riggs, |
| Hall, | Strader, |
| Haight, (Sp.) | Wills,—26. |

The question then recurring upon the motion of Mr. Hall, the same was agreed to.

Mr. Molleson from the committee to whom was committed the bill entitled An act respecting the circulation of small notes for the payment of money, reported the same without amendment:

And the same having been read;

On the question of ordering it to a second reading,

Mr. Bray called for the yeas and nays, which were ordered:

And on the question, shall this bill have a second reading?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Logan. |
| Budd, | Ladow. |
| Chetwood, | Molleson, |
| Cooper, | Pierson, |
| Corsen, | Pettit. |
| Doremus, | Richards. |
| Duryee. | Saunier. |
| Flatt, | Springer, |
| Fries. | Seely, |
| Haight, (Sp.) | Talmage. |
| Hunt, | Tuttle, |
| Jobs, | Wade.—25. |
| Linn, | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Bleecker, |

Messrs. Brown.
Blane,
Burtis,
Caldwell,
Dellicker,
Davis,
Edgar.
Flummerfelt,
Gifford.
Messrs. Hull,
Hall,
Johnes,
Larason.
Lalor,
Riggs,
Strader,
Valentine.
Wills,—20.

The engrossed bill entitled An act authorising a sale of part of the government lot in the city of Trenton,
Was taken up, read a third time and compared;
And on the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Blane,
Burtis,
Budd,
Chetwood,
Doremus.
Dellicker,
Dickerson,
Edgar,
Flatt.
Flummerfelt,
Messrs. Gifford,
Hall,
Jobs,
Johnes,
Logan,
Linn,
Larason,
Lalor,
Saunier,
Strader,
Tuttle.
Valentine.
Wills,—27.

NAYS.

Messrs. Caldwell,
Cooper,
Corsen,
Duryee,
Davis,
Fries,
Hull,
Haight, (Sp.)
Hunt.
Messrs. Ladow,
Pierson.
Pettit,
Riggs,
Richards.
Springer.
Seely,
Talmage,
Wade,—18,

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The engrossed bill entitled An act to legalise certain appointments made by the governor;

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes. |
| Bleecker, | Jobs, |
| Bray, | Larason, |
| Brown. | Lalor, |
| Blane, | Pierson, |
| Burtis. | Pettit, |
| Budd, | Riggs. |
| Conover, | Richards. |
| Cooper, | Saunier, |
| Doremus. | Strader. |
| Dellicker, | Springer. |
| Dickerson, | Seely, |
| Duryee, | Tuttle, |
| Davis, | Talmage, |
| Edgar, | Valentine. |
| Flummerfelt. | Wade. |
| Hall, | Wills.—35. |
| Haight, (Sp.) | |

NAYS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Gifford, |
| Caldwell, | Hull, |
| Flatt, | Linn, |
| Fries. | Ladow,—8. |

Ordered, That the Speaker sign the same and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

The re-engrossed bill entitled An act concerning banks;
Was taken up, read and compared.
Mr. Strader moved that said bill be recommitted;
Which was not agreed to.
The question then recurring upon the final passage of said bill:
Upon the question, shall this bill pass?
It was determined in the affirmative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander, | Messrs. | Jobs, |
| | Brown. | | Logan, |
| | Burtis, | | Ladow, |
| | Budd, | | Molleson. |
| | Chetwood, | | Pierson, |
| | Cooper, | | Riggs, |
| | Corsen, | | Richards. |
| | Doremus, | | Saunier, |
| | Dickerson. | | Strader. |
| | Durvee, | | Seely, |
| | Davis, | | Tuttle, |
| | Flatt, | | Talmage, |
| | Fries, | | Valentine, |
| | Haight, (Sp.) | | Wade.—29. |
| | Hunt, | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Blane, | Messrs. | Hall, |
| | Bleecker, | | Johnes, |
| | Bray, | | Linn, |
| | Caldwell, | | Lalor, |
| | Dellicker, | | Larason, |
| | Edgar, | | Pettit, |
| | Flummerfelt, | | Springer. |
| | Gifford, | | Wills,—17. |
| | Hull. | | |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Tuttle from the committee upon that subject reported a bill entitled An act to provide for the redemption of real estate sold under execution;

Which was read, ordered a second reading and to be printed,

The House adjourned to this afternoon at three o'clock,

---

At three o'clock the House met.

Mr. Flatt moved a call of the House, which was ordered: and on calling the roll the following members answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hull, |
| Bray, | Haight, (Sp.) |
| Brown, | Jobs. |
| Blane, | Larason. |
| Chetwood, | Ladow, |
| Caldwell, | Molleson, |
| Doremus. | Pettit. |
| Dellicker, | Richards, |
| Dickerson, | Strader. |
| Duryee, | Springer, |
| Edgar, | Seely, |
| Flatt, | Valentine, |
| Flummerfelt, | Wade.—27. |
| Gifford, | |

Messrs. Ceetwood and Molleson having left the House immediately after the call;

On motion of Mr. Alexander, Ordered, That the Sergeant-at-arms be despatched after them.

Mr. Riggs called up the bill entitled A further supplement to an act entitled an act making provision for the distribution of so much of the surplus revenue of the United States as now is or may hereafter be received by this state;

Which was agreed to, and ordered to be engrossed for a third reading.

The House adjourned to to-morning at ten o'clock.

THURSDAY, June 1, 1837.

At ten o'clock the House met.

Mr. Alexander presented a petition from sundry citizens of New Brunswick, favorable to the National administration, praying the suspension of the law prohibiting small notes;

Which was read and ordered to lie on the table.

Mr. Alexander offered the following:

Resolved, That the Clerk inform Council that the House of Assembly has resolved to rise on the second day of June, and request Council to inform this House whether the state of public business before Council will interfere with such adjournment;

Which was read and agreed to.

The engrossed bill entitled A further supplement to the act entitled an act making provision for the distribution of so much of the surplus revenue of the United States as now is or may hereafter be apportioned to and received by this state,

Was taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Alexander called up the bill entitled An act directing the mode of determining the seat of justice in the county of Middlesex;

Which was read a second time by sections, amended and agreed to, and ordered to be engrossed for a third reading.

Mr. Dickerson offered the following:

Whereas, a resolution passed the legislature at its present sitting, authorising the Treasurer to borrow money to meet the wants of the Treasury—Therefore,

Resolved, That the treasurer be requested to inform this House whether he has obtained a loan sufficient for the present wants of the treasury, and upon what terms.

Which was read and agreed to.

Mr. Molleson called up the bill entitled An act respecting the circulation of notes for the payment of money;

And while the same was under consideration,

Mr. Valentine moved that the same be postponed to the next session of the legislature.

Mr. Molleson moved a call of the House which was ordered;

and on calling the roll of members the following answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes, |
| Bleecker, | Jobs, |
| Brown, | Linn, |
| Burtis, | Logan, |
| Caldwell, | Larason, |
| Cooper, | Lalor. |
| Corsen. | Ladow, |
| Doremus, | Molleson, |
| Dellicker, | Ogden, |
| Dickerson, | Pierson, |
| Duryee, | Pettit, |
| Davis, | Richards, |
| Edgar, | Saunier, |
| Flatt, | Springer, |
| Flummerfelt, | Seely. |
| Fries, | Tuttle, |
| Gifford, | Talmage. |
| Hull, | Valentine, |
| Hall, | Wade, |
| Hunt. | Wills.—41. |
| Haight. (Sp.) | |

The yeas and nays were then called for on the motion of Mr. Valentine, and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Hull, |
| Bleecker, | Hall. |
| Brown, | Haight, (Sp.) |
| Burtis. | Johnes. |
| Caldwell, | Linn, |
| Dellicker, | Larason, |
| Davis, | Lalor, |
| Edgar, | Valentine. |
| Flummerfelt, | Wills,—19. |
| Gifford, | |

NAYS.

Messrs. Cooper.
Corsen,
Doremus.
Duryee,
Flatt,
Fries,
Hunt,
Jobs.
Logan,
Ladow,
Molleson.
Messrs. Ogden.
Pierson,
Pettit,
Richards,
Saunier,
Springer.
Seely,
Tuttle.
Talmage,
Wade,—21.

Mr. Davis moved to amend said bill by annexing thereto the following:

Provided nevertheless, That no bank shall issue notes of a less denomination than five dollars, to a greater amount than five thousand dollars, none of which shall be of a less denomination than one dollar; a particular account of which issues shall be included in their monthly statements to the treasurer;

Which was read, and before the question was taken,

Mr. Bray moved a call of the House which was ordered; and on calling the roll of members the following answered to their names:

Messrs. Bleecker,
Bray,
Brown,
Burtis.
Cooper,
Caldwell,
Corsen,
Dellicker,
Dickerson,
Davis.
Duryee,
Edgar,
Flatt,
Flummerfelt.
Fries,
Gifford,
Hull,
Hall,
Haight. (Sp.)
Hunt.
Messrs. Jobs.
Linn.
Logan,
Larason,
Lalor,
Ladow,
Molleson,
Ogden,
Pierson,
Pettit,
Richards,
Saunier,
Springer,
Seely,
Tuttle,
Talmage,
Valentine,
Wade,
Wills,—39.

On motion of Mr. Flummerfelt, Ordered, That the Sergeant-at-arms be despatched after such absent members as are in the city.

The question was then taken on Mr, Davis' amendment, and the same agreed to.

The question then recurring upon agreeing to the first section as amended, Mr. Molleson called for the yeas and nays which were ordered:

And on the question, shall this section be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Cooper. | Messrs. Molleson, |
| Corsen. | Ogden, |
| Doremus, | Pierson, |
| Duryee, | Pettit, |
| Davis, | Richards, |
| Flatt, | Saunier. |
| Fries, | Springer, |
| Hunt. | Seely, |
| Jobs, | Tuttle, |
| Logan, | Talmage. |
| Ladow. | Wade.—22. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Hull, |
| Bray, | Hall, |
| Brown, | Haight, (Sp.) |
| Blane, | Johnes. |
| Burtis, | Linn, |
| Budd, | Larason, |
| Caldwell, | Lalor, |
| Dellicker, | Riggs, |
| Dickerson, | Strader, |
| Edgar. | Valentine, |
| Flummerfelt, | Wills.—24. |

A message from Council by Mr. Shreve their assistant secretary, informed the House that Council have passed the join

resolution from the House of Assembly, authorising the Treasurer to borrow money; without amendment.

The Chair laid before the House the following communication from the Treasurer:

NEW-JERSEY TREASURY OFFICE,
Trenton, June 1st, 1837.

To the Honorable the House of Assembly—

Gentlemen:—Agreeably to your resolution requesting the Treasurer to inform the House whether he has obtained a loan sufficient for the present wants of the Treasury, and upon what terms—the Treasurer would respectfully inform the House that he has obtained the loan, and at a rate of four per cent per annum.

Most respectfully,
Your obedient servant,
JACOB KLINE, Treas.

Mr. Tuttle called up the bill entitled An act to provide for the redemption of real estate sold under execution;

And the question being upon agreeing to the first section, the yeas and nays were called for and ordered:

And on the question, shall this section be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn, |
| Cooper. | Ladow, |
| Corsen. | Pierson, |
| Doremus. | Pettit. |
| Duryee, | Strader, |
| Edgar, | Springer, |
| Flummerfelt, | Seely, |
| Hull, | Tuttle. |
| Hall. | Talmage, |
| Hunt, | Valentine. |
| Jobs, | Wade,—22. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Blane, |
| Bray, | Burtis, |

| | |
|---|---|
| Messrs. Budd. | Messrs. Haight, (Sp.) |
| Caldwell. | Johnes. |
| Dellicker. | Larason. |
| Davis, | Richards, |
| Gifford, | Wills,—14. |

The said bill was then read through by sections and agreed to.

Upon the question of ordering the same to be engrossed for a third reading, Mr. Valentine called for the yeas and nays which were ordered:

And on the question, shall this bill be engrossed for a third reading?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn, |
| Cooper, | Ladow. |
| Corsen, | Pierson, |
| Doremus, | Pettit. |
| Duryee. | Strader, |
| Edgar, | Seely, |
| Flatt, | Tuttle, |
| Flummerfelt, | Talmage, |
| Hull, | Valentine, |
| Hall. | Wade,—21. |
| Hunt, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Davis, |
| Bray, | Gifford, |
| Brown, | Haight, (Sp.) |
| Blane, | Johnes, |
| Burtis, | Larason. |
| Budd, | Ogden, |
| Caldwell. | Richards, |
| Dellicker, | Springer,—16. |

The House adjourned to this afternoon at three o'clock.

At three o'clock the House met.

Mr. Alexander moved that the rules of the House be dispensed with in order to take up the engrossed bill entitled An act directing the mode of determining the seat of justice in the county of Middlesex;

Which was agreed to.

The said bill was then taken up, read a third time and compared,

And on the question, shall this bill pass?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Johnes. |
| Bleecker, | Linn, |
| Blane, | Larason, |
| Burtis. | Lalor, |
| Cooper, | Ladow, |
| Corsen, | Molleson. |
| Dellicker, | Ogden, |
| Dickerson, | Pierson, |
| Edgar, | Pettit, |
| Flummerfelt. | Riggs. |
| Fries. | Saunier, |
| Gifford, | Strader. |
| Hull, | Seely, |
| Hall, | Tuttle, |
| Haight, (Sp.) | Talmage, |
| Hunt. | Wade. |
| Jobs, | Wills.—34. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Duryee, |
| Brown. | Richards. |
| Budd, | Valentine.—6. |

Ordered, That the Speaker sign the same, and that the Clerk carry the same to Council and inform Council that the House of Assembly have passed said bill and request their concurrence.

Mr. Saunier offered the following:

Whereas an unhappy difference of opinion it is understood exists in Council in relation to the propriety of a joint meeting, and prevents any action on the bill passed by this House for the relief of the community—and whereas, the best interests of our common constituents imperiously require at this crisis legislative interference. Therefore,

Resolved, That this House recede from its proposition made the twenty-third day of May last, in relation to a joint meeting, and that Council be requested to return the same, and that the Clerk be directed to carry a copy of this resolution forthwith to Council.

And before the question was taken, Mr. Bray moved a call of the House which was ordered; and on calling the roll of members the following answered to their names:

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hunt, |
| Bray, | Jobs. |
| Brown, | Johnes, |
| Blane, | Linn. |
| Burtis, | Larason. |
| Budd, | Lalor, |
| Cooper, | Ladow, |
| Caldwell, | Molleson, |
| Corsen, | Ogden, |
| Doremus. | Pierson, |
| Dellicker, | Pettit. |
| Dickerson, | Riggs. |
| Duryee, | Richards, |
| Davis, | Saunier, |
| Edgar, | Strader. |
| Flatt, | Springer, |
| Flummerfelt, | Seely, |
| Fries, | Tuttle, |
| Gifford, | Talmage. |
| Hull, | Valentine, |
| Hall, | Wills, |
| Haight, (Sp.) | Wade.—44. |

The question then recurring upon the adoption of the said preamble and resolution, Mr. Riggs called for the yeas and nays which were ordered:

And on the question, shall this resolution be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blanc, | Messrs. Ogden, |
| Cooper, | Pierson, |
| Caldwell, | Pettit, |
| Corsen, | Richards. |
| Durvee. | Saunier, |
| Flatt. | Springer, |
| Fries, | Seely, |
| Hunt, | Tuttle. |
| Larason, | Talmage, |
| Ladow, | Wade,—21. |
| Molleson, | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hull, |
| Bray, | Hall. |
| Brown, | Haight, (Sp.) |
| Burtis, | Jobs, |
| Budd, | Johnes, |
| Doremus, | Linn. |
| Dellicker, | Lalor. |
| Dickerson, | Riggs, |
| Davis, | Strader. |
| Edgar, | Valentine. |
| Flummerfelt. | Wills.—23. |
| Gifford, | |

Mr. Tuttle moved to dispense with the rules of the House in order to take up the engrossed bill entitled An act to provide for the redemption of real estate sold under execution;

Which was not agreed to.

Mr. Flatt moved that the House do now adjourn.

Mr. Davis moved to amend the motion by adding "to-morrow morning at five o'clock."

Mr. Riggs moved to amend the amendment by inserting "six" in lieu of "five."

Mr. Talmage moved to insert "nine" instead of "five."

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Ladow, |
| Burtis, | Molleson. |
| Cooper, | Ogden, |
| Caldwell, | Pierson. |
| Doremus. | Pettit, |
| Duryee, | Richards. |
| Haight, (Sp.) | Springer. |
| Hunt. | Seely, |
| Jobs, | Talmage, |
| Larason, | Wade,—20. |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Hull, |
| Blane, | Hall, |
| Brown, | Johnes, |
| Budd, | Linn, |
| Corsen, | Lalor, |
| Dellicker, | Riggs, |
| Davis, | Saunier, |
| Edgar, | Strader, |
| Flummerfelt, | Valentine. |
| Gifford, | Wills,—20. |

Mr. Flatt then withdrew his motion.

Mr. Molleson moved that when this House do adjourn it adjourn to meet to-morrow morning at nine o'clock.

Mr. Bray moved to insert "five," in lieu of "nine."

Mr. Riggs moved to insert "six," in lieu of "nine."

Mr. Talmage moved to insert "ten," in lieu of "nine."

Upon which last motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Cooper, |
| Blane, | Caldwell, |

| | |
|---|---|
| Messrs. Doremus, | Messrs. Ogden, |
| Duryee, | Pierson, |
| Flatt, | Pettit, |
| Fries, | Richards. |
| Haight, (Sp.) | Springer. |
| Hunt, | Seely, |
| Jobs, | Tuttle, |
| Lalor, | Talmage, |
| Larason, | Wade. |
| Ladow, | Wills,—35. |
| Molleson. | |

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Flummerfelt, |
| Bray, | Gifford, |
| Brown. | Hull. |
| Burtis, | Hall, |
| Budd, | Johnes, |
| Corsen, | Linn, |
| Dellicker, | Riggs, |
| Davis, | Strader. |
| Edgar, | Valentine,—18. |

The motion of Mr. Molleson as amended was then agreed to.

A message from Council by Mr. Shreve their assistant secretary, informed the House that Council have passed the bill from the House of Assembly entitled An act to legalise certain appointments made by the governor; without amendment.

Mr. Ogden moved that the House do now adjourn:

Upon which motion Mr. Bray called for the yeas and nays, which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Doremus, |
| Bleecker, | Duryee, |
| Cooper, | Davis, |
| Caldwell, | Edgar, |
| Corsen, | Fries, |

| | |
|---|---|
| Messrs. Haight, (Sp.) | Messrs. Pettit, |
| Jobs, | Riggs, |
| Larason. | Richards, |
| Lalor. | Springer, |
| Ladow. | Seely. |
| Molleson, | Tuttle, |
| Ogden. | Talmage, |
| Pierson, | Wade,—26. |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Gifford. |
| Brown, | Hull, |
| Blane, | Hall, |
| Burtis, | Hunt, |
| Budd. | Johnes, |
| Dellicker. | Linn, |
| Dickerson, | Strader, |
| Flatt. | Valentine, |
| Flummerfelt, | Wills,—18. |

The House adjourned to to-morrow morning at ten o'clock.

---

FRIDAY, June 2, 1837.

At ten o'clock the House met.

Mr. Valentine offered the following:

Resolved, That the Clerk of this House, Door-keeper and Librarian, be allowed the same compensation for their services per day during this as they were allowed at the last sitting of this legislature;

Which was read and agreed to.

Mr. Blane offered the following:

Whereas the present time is one of unusual embarrassment to the business part of the community, and the financial concerns of the state are not in a flourishing condition, as is made manifest by the report of the Treasurer of the state, dated 25th

May, 1837: And whereas the present sitting of the legislature is about to expire without doing any thing for the benefit of the state or the relief of the community which was expected at their hands—Therefore, in justice to the state and a suffering community,

Resolved, That the members of this House in filling their certificates for pay, will do so at the rate of one dollar per day for every day's attendance on the present sitting of the legislature, and one dollar for every twenty miles travel to and from the seat of government of the state.

Mr. Valentine moved to amend the resolution by striking out all after the word "House" and inserting the following:

"Having doubts of the propriety of taking for their services per day what the law allows, may fill up their certificates with any less sum:"

Upon which amendment Mr. Blane called for the yeas and nays, which were ordered;

And on the question, shall this motion be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Linn, |
| Bleecker, | Logan, |
| Bray, | Ladow, |
| Brown, | Lalor, |
| Burtis, | Pettit, |
| Budd, | Richards, |
| Doremus, | Saunier, |
| Dellicker, | Strader, |
| Dickerson, | Springer, |
| Davis, | Seely, |
| Edgar, | Tuttle, |
| Flummerfelt, | Valentine, |
| Gifford, | Wade, |
| Haight, (Sp.) | Wills, |
| Hunt, | Young,—31. |
| Jobs, | |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Caldwell, |
| Chetwood, | Duryee, |

Messrs. Fries,
Larason,
Molleson,
Ogden.

Messrs. Pierson,
Riggs,
Talmage,—11.

The question recurring upon the preamble and resolution,

Mr. Tuttle called for a division of the question, which was ordered:

The question then being upon agreeing to the resolution as amended,

Mr. Bray called for the yeas and nays, which were ordered:

And on the question, shall this resolution be agreed to?

It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown.
Blane,
Budd,
Cooper,
Dellicker,
Dickerson,
Davis,
Edgar.
Flatt,
Flummerfelt,
Fries.
Hull,
Hall,
Haight, (Sp.)

Messrs. Hunt,
Jobs,
Johnes,
Linn,
Logan.
Larason.
Lalor,
Ladow,
Pettit.
Richards.
Saunier.
Strader,
Springer,
Valentine.
Wade.
Wills,
Young,—34.

NAYS.

Messrs. Burtis,
Chetwood,
Caldwell,
Corsen,
Doremus,
Duryee.
Gifford.

Messrs. Molleson,
Ogden,
Pierson,
Riggs,
Seely,
Tuttle,
Talmage—14.

The question recurring upon the preamble to said resolution, Mr. Bray called for the yeas and nays, which were ordered: And on the question, shall this preamble be agreed to? It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hunt. |
| Brown, | Ladow, |
| Blane, | Larason, |
| Burtis. | Molleson. |
| Chetwood, | Ogden, |
| Cooper, | Pettit, |
| Caldwell, | Richards. |
| Corsen, | Saunier, |
| Doremus. | Seely, |
| Duryee, | Tuttle, |
| Flatt, | Talmage, |
| Fries. | Wade.—25. |
| Haight, (Sp.) | |

NAYS.

| | |
|---|---|
| Messrs. Bray, | Messrs. Johnes. |
| Bleecker, | Linn, |
| Budd, | Lalor, |
| Dellicker, | Logan, |
| Dickerson, | Pierson, |
| Davis, | Riggs. |
| Edgar, | Strader. |
| Flummerfelt. | Springer. |
| Gifford, | Valentine. |
| Hull, | Wills. |
| Hall, | Young,—23. |
| Jobs, | |

A message was received by Mr. Shreve, assistant secretary of Council, as follows:

"Mr. Speaker—

Thomas Arrowsmith, Samuel Demarest, Charles Stokes, Jephthah B. Munn, Samuel Price, and R. H. Kennedy, mem-

bers of the Legislative Council, not constituting a quorum, desire me to inform the House of Assembly that

Whereas a message was received this morning from the House of Assembly, informing Council that the said Assembly proposed to adjourn on the 2d instant, and inquiring of Council whether the adjournment of the present sitting of the Legislature at that time would interfere with the public business before Council:

Therefore, Resolved, That the Secretary inform the House of Assembly that except upon two brief occasions Council have not been able to form a quorum for the transaction of the important public business before them in its order for eight days past, owing to the refusal of the minority of this body to be present when the the public business is so taken up."

Mr. Shreve also communicated to the House a paper signed by A. Parsons, Walter Kirkpatrick, George T. McDowell, Richard Thompson and Henry S. Hunt, at their request.

On motion of Mr. Pierson,

Ordered, That both the message and paper be laid upon the table.

Mr. Valentine offered the following:

Resolved. That Horace Smith be paid by the Treasurer for engrossing the bills of the present sitting of the Legislature at the rate fixed by law;

Which was read and agreed to.

Mr. Valentine moved that the House do now adjourn sine die; but withdrew the motion for

Mr. Alexander who moved, That the Clerk inform Council that this House is ready to rise, and wish to be informed if such adjournment will interfere with any public business before Council:

And before the question was taken;

Mr. Chetwood offered the following:

Resolved, That the Clerk inform Council that this House is extremely anxious that Council should proceed to the consideration on its second reading of the bill from this House entitled "An act concerning banks;" and while the House would not for a moment infringe in the slightest degree, upon the constitutional privileges of Council, the vast public interests at stake have led to the hope that there may be a speedy and calm investigation of the principles of the said bill.

In the course of debate upon this resolution some remarks having been made by Messrs. Chetwood and Molleson, bearing upon the conduct of an officer of the House;

On motion of Mr. Riggs,

Ordered, That inasmuch as an officer of this House is impli-

cated by certain charges made by members, it is proper that such officer be called upon to give an explanation if any he has.

The Clerk then stated to the House the history of the resolution of the House of the 23d of May, inviting Council to go into joint meeting, from the passage thereof to the delivery of the same to Council.

After which the House resumed the consideration of Mr. Chetwood's resolution.

Mr. Valentine moved to amend the same by annexing thereto the following:

"And that the members of Council be requested to remain in their seats in that body and proceed with the regular business until an adjournment.

Mr. Molleson moved to amend the amendment by striking out all after the word "proceed," and inserting the following:

"To take up the bill entitled An act concerning banks;"

Which was not agreed to.

Mr. Bray moved that the House do now adjourn sine die:

Upon which motion Mr. Flatt called for the yeas and nays, which were ordered; and before the question was taken Mr. Chetwood moved a call of the House, which was ordered; and on calling the roll of members the following answered to their names:

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hall, |
| Bleecker, | Haight, (Sp.) |
| Bray, | Hunt, |
| Brown, | Jobs. |
| Blane, | Johnes, |
| Burtis, | Linn. |
| Budd, | Logan. |
| Chetwood. | Larason. |
| Cooper, | Lalor, |
| Caldwell, | Ladow, |
| Corsen, | Molleson, |
| Doremus. | Ogden, |
| Dellicker, | Pierson, |
| Dickerson, | Pettit. |
| Duryee, | Riggs. |
| Davis, | Richards, |
| Edgar, | Saunier, |
| Flatt, | Strader. |
| Flummerfelt, | Springer, |
| Fries, | Seely, |
| Gifford, | Tuttle, |
| Hull, | Talmage. |

Messrs. Valentine,
Wills,
Messrs. Wade.
Young,—48.

Upon the question, shall this motion be agreed to?
It was determined in the negative as follows:

YEAS.

Messrs. Bleecker,
Bray,
Brown,
Burtis,
Budd,
Dellicker,
Dickerson,
Davis,
Edgar,
Messrs. Flummerfelt,
Gifford,
Hull,
Hall,
Pettit,
Springer,
Valentine,
Wills.
Young,—18.

NAYS.

Messrs. Blane,
Chetwood,
Cooper.
Caldwell,
Corsen.
Doremus,
Duryee,
Flatt,
Fries,
Haight, (Sp.)
Hunt.
Jobs,
Johnes.
Linn,
Logan,
Messrs. Larason,
Lalor,
Ladow.
Molleson,
Ogden,
Pierson,
Riggs,
Richards,
Saunier.
Strader,
Seely,
Tuttle,
Talmage.
Wade.—29.

Mr. Caldwell moved that the House do now adjourn;
Which was not agreed to.

The question then recurring upon Mr. Valentine's amendment, Mr. Dickerson called for the yeas and nays which were ordered:

And on the question, shall this amendment be agreed to?
It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Flummerfelt, |
| Bray, | Hall. |
| Brown, | Jobs, |
| Burtis, | Johnes. |
| Budd. | Logan. |
| Doremus. | Riggs, |
| Dellicker. | Valentine, |
| Dickerson, | Wills, |
| Edgar, | Young—18. |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Ladow, |
| Chetwood. | Lalor. |
| Cooper. | Molleson. |
| Caldwell, | Ogden, |
| Corsen. | Pierson, |
| Duryee, | Pettit. |
| Davis, | Richards, |
| Flatt, | Saunier, |
| Fries, | Strader, |
| Gifford, | Springer, |
| Hull, | Seely, |
| Haight, (Sp.) | Tuttle. |
| Hunt, | Talmage, |
| Linn, | Wade,—29. |
| Larason. | |

The question then recurring upon the resolution as offered by Mr. Chetwood, the yeas and nays were called for and ordered:

And on the question, shall this resolution be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Caldwell |
| Chetwood, | Corsen |
| Cooper, | Duryee, |

| | |
|---|---|
| Messrs. Flatt, | Messrs. Pierson, |
| Fries, | Pettit. |
| Hunt, | Seely, |
| Larason. | Tuttle, |
| Ladow. | Talmage, |
| Molleson, | Wade,—19. |
| Ogden, | |

NAYS

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp.) |
| Bray, | Jobs. |
| Brown, | Johnes, |
| Burtis, | Linn, |
| Budd, | Logan, |
| Doremus, | Lalor, |
| Dellicker, | Riggs, |
| Dickerson, | Richards, |
| Davis, | Strader, |
| Edgar, | Springer, |
| Flummerfelt, | Valentine, |
| Gifford, | Wills. |
| Hull, | Young,—27. |
| Hall. | |

Mr. Wills moved that the Clerk inform Council that this House is now ready to adjourn sine die:

Upon which motion Mr. Tuttle called for on the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Flummerfelt, |
| Bray, | Gifford, |
| Brown, | Hull, |
| Burtis. | Hall. |
| Budd, | Johnes. |
| Dellicker, | Lalor, |
| Davis, | Pettit, |
| Edgar, | Riggs, |

| | | | |
|---|---|---|---|
| Messrs. | Strader. | Messrs. | Wills. |
| | Springer. | | Young,—21. |
| | Valentine. | | |

NAYS.

| | | | |
|---|---|---|---|
| Messrs. | Alexander. | Messrs. | Jobs. |
| | Blane, | | Linn, |
| | Chetwood, | | Larason, |
| | Cooper. | | Ladow, |
| | Caldwell, | | Molleson. |
| | Corsen, | | Ogden. |
| | Doremus. | | Pierson, |
| | Dickerson. | | Richards, |
| | Duryee, | | Seely, |
| | Flatt, | | Tuttle. |
| | Fries, | | Talmage, |
| | Haight, (Sp.) | | Wade,—25. |
| | Hunt, | | |

Mr. Alexander offered the following:

Resolved, That the Clerk inform Council that this House is ready to rise, but that they are exceedingly anxious that Council should act upon the bill before that body concerning banks; and that this House is unwilling to abandon the hope that said bill may receive the speedy attention of Council; and that Council be requested to inform this House whether there is any prospect of said bill being acted upon this day.

And before the question was taken,

Mr. Valentine moved that the House do now adjourn sine die:

Upon which motion Mr. Tuttle called for the yeas and nays which were ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | | | |
|---|---|---|---|
| Messrs. | Bleecker, | Messrs. | Dellicker, |
| | Bray, | | Dickerson, |
| | Brown, | | Davis. |
| | Burtis. | | Edgar, |
| | Budd, | | Flummerfelt. |

| | |
|---|---|
| Messrs. Gifford, | Messrs. Pettit, |
| Hull, | Riggs, |
| Hall, | Strader, |
| Johnes, | Springer, |
| Linn. | Valentine, |
| Logan, | Wills, |
| Lalor, | Young.—24. |

NAYS.

| | |
|---|---|
| Messrs Alexander, | Messrs. Jobs, |
| Blane. | Larason, |
| Chetwood, | Ladow, |
| Cooper, | Molleson, |
| Caldwell, | Ogden, |
| Corsen, | Pierson, |
| Doremus, | Richards, |
| Duryee, | Saunier, |
| Flatt, | Seely, |
| Fries, | Tuttle, |
| Haight. (Sp.) | Talmage, |
| Hunt. | Wade,—24. |

Mr. Pierson moved that the House do now adjourn.

Mr. Valentine moved to amend the motion by adding "sine die."

Upon which motion the yeas and nays were called for by Mr. Pierson and ordered:

And on the question, shall this amendment be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Flummerfelt, |
| Bray, | Gifford, |
| Brown, | Hull, |
| Burtis, | Hall, |
| Budd, | Johnes, |
| Dellicker, | Linn, |
| Dickerson, | Logan, |
| Davis, | Lalor. |
| Edgar, | Pettit, |

Messrs. Riggs,
Strader,
Springer,
Messrs. Valentine,
Wills.
Young,—24.

NAYS.

Messrs. Alexander,
Blane,
Chetwood,
Caldwell,
Cooper,
Corsen.
Doremus,
Duryee,
Flatt,
Fries,
Hunt.
Haight. (Sp.)
Messrs. Jobs,
Larason,
Ladow,
Molleson,
Ogden,
Pierson,
Richards,
Saunier,
Seely.
Tuttle,
Talmage.
Wade,—24.

Mr. Pierson then withdrew his motion.

The question recurring upon the adoption of the resolution offered by Mr. Alexander,

Mr. Burtis called for the yeas and nays which were ordered:

And on the question, shall this resolution be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Alexander,
Blane,
Chetwood,
Cooper,
Caldwell,
Corsen,
Doremus,
Duryee,
Flatt.
Fries,
Hunt.
Jobs,
Messrs. Ladow,
Larason,
Molleson.
Ogden,
Pierson.
Richards.
Saunier,
Seely,
Tuttle,
Talmage,
Wade,—23.

NAYS.

| | |
|---|---|
| Messrs. Bleecker, | Messrs. Haight, (Sp.) |
| Bray, | Hall, |
| Brown, | Johnes, |
| Burtis, | Linn, |
| Budd, | Lalor, |
| Dellicker, | Pettit, |
| Dickerson, | Riggs, |
| Davis, | Strader, |
| Edgar, | Springer. |
| Flummerfelt, | Valentine. |
| Gifford, | Young,—23. |
| Hull, | |

A message from Council by Mr. Shreve their assistant secretary, informed the House that Council have passed the following resolution, viz :

Resolved, That the secretary be directed to inform the House of Assembly, that in the opinion of Council, the communication sent in answer to a message from that house, ought to have been signed by him as the secretary of this body.

Mr. Alexander offered the following:

Resolved, That the Clerk inform Council that the House of Assembly will this afternoon adjourn sine die.

Mr. Strader moved to amend said resolution by striking out all after the word "Assembly" and inserting, "is now ready to adjourn;" and before the question was taken;

On motion of Mr. Riggs,

The House adjourned to this afternoon at three o'clock,

---

At three o'clock the House met.

Mr. Dickerson moved a call of the House which was ordered: and on calling the roll of members the following answered to their names :

Messrs. Alexander,
Bleecker,
Bray,
Brown.
Blane,
Burtis,
Budd,
Chetwood,
Cooper,
Caldwell,
Corsen,
Doremus,
Dellicker,
Dickerson,
Duryee.
Davis,
Edgar.
Platt,
Flummerfelt,
Gifford.
Hull,
Hall,
Haight, (Sp.)
Messrs. Hunt,
Jobs,
Johnes,
Linn,
Logan.
Larason.
Lalor,
Ladow.
Molleson,
Ogden,
Pierson,
Riggs,
Saunier.
Strader,
Springer,
Seely,
Tuttle,
Talmage.
Valentine.
Wade.
Wills,
Young,—45.

Mr. Alexander moved that the Clerk inform Council that this House is ready to adjourn sine die;

Which was agreed to.

Mr. Valentine offered the following:

Resolved, That the paper delivered to this House by the assistant secretary of Council with a message from that body, but not purporting to be any part of said message, be not taken notice of.

Mr. Chetwood moved to lay the same upon the table;

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

Messrs. Blane,
Chetwood.
Cooper.
Messrs. Caldwell,
Corsen,
Duryee,

| | |
|---|---|
| Messrs. Flatt, | Messrs. Pierson, |
| Hunt, | Springer. |
| Larason, | Seely, |
| Ladow, | Tuttle, |
| Molleson. | Talmage, |
| Ogden, | Wade.—18. |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hull. |
| Bleecker, | Hall, |
| Bray, | Haight, (Sp.) |
| Brown. | Jobs, |
| Burtis, | Johnes, |
| Budd, | Linn, |
| Doremus, | Logan, |
| Dellicker, | Lalor, |
| Dickerson, | Riggs, |
| Davis, | Strader. |
| Edgar, | Valentine, |
| Flemmerfelt, | Wills, |
| Gifford, | Young.—26. |

Mr. Chetwood moved to amend the resolution so that it shall read :

Resolved, That the papers delivered to this House by the assistant secretary of Council, and the message from that body, but not purporting to be any part of said message be not taken notice of.

Upon which motion Mr. Chetwood called for the yeas and nays, which were ordered :

And on the question, shall this motion be agreed to ?

It was determined in the negative as follows :

YEAS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Duryee, |
| Chetwood, | Flatt. |
| Cooper, | Hunt, |
| Caldwell, | Larason. |
| Corsen, | Ladow. |

| | |
|---|---|
| Messrs. Molleson. | Messrs. Seely. |
| Ogden. | Tuttle. |
| Pierson, | Talmage. |
| Springer, | Wade.—18. |

NAYS.

| | |
|---|---|
| Messrs. Alexander. | Messrs. Haight, (Sp.) |
| Bleecker, | Hull, |
| Bray, | Hall, |
| Brown, | Jobs, |
| Burtis, | Johnes, |
| Budd. | Linn, |
| Doremus, | Logan, |
| Dellicker. | Riggs. |
| Dickerson, | Strader, |
| Davis, | Valentine, |
| Edgar, | Wills, |
| Flummerfelt, | Young.—25. |
| Gifford. | |

Mr. Chetwood moved to postpone the said resolution to the next session of the Legislature;

Upon which motion the yeas and nays were called for and ordered:

And on the question, shall this motion be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Molleson, |
| Chetwood, | Ogden. |
| Cooper. | Pierson, |
| Caldwell, | Riggs, |
| Corsen, | Saunier, |
| Duryee, | Springer, |
| Flatt. | Seely, |
| Haight, (Sp.) | Tuttle, |
| Hunt. | Talmage, |
| Larason, | Wade.—21. |
| Ladow, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Gifford, |
| Bleecker, | Hull, |
| Bray, | Hall. |
| Brown, | Jobs, |
| Burtis, | Johnes, |
| Budd, | Linn, |
| Doremus, | Logan, |
| Dellicker. | Lalor. |
| Dickerson, | Strader, |
| Davis. | Valentine, |
| Edgar, | Wills, |
| Flummerfelt, | Young,—24. |

The question then recurring upon the adoption of the resolution as offered by Mr. Valentine,

The yeas and nays were called for and ordered:

And on the question, shall this resolution be agreed to?

It was determined in the affirmative as follows:

YEAS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Hull, |
| Bleecker, | Hall, |
| Bray, | Haight, (Sp.) |
| Brown. | Jobs, |
| Burtis. | Johnes. |
| Budd, | Linn, |
| Doremus. | Lalor, |
| Dellicker, | Riggs. |
| Dickerson, | Saunier, |
| Davis, | Valentine. |
| Edgar, | Wills. |
| Flummerfelt. | Young,—25. |
| Gifford, | |

NAYS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Cooper, |
| Chetwood, | Caldwell, |

| | |
|---|---|
| Messrs. Corsen, | Messrs. Ogden, |
| Duryee, | Pierson, |
| Flatt, | Springer. |
| Hunt. | Tuttle, |
| Larason, | Talmage, |
| Ladow, | Wade.—17. |
| Molleson. | |

A message from Council by Mr. Shreve, their assistant secretary, informed the House that Council are ready to receive them.

Mr. Hall moved that the House do now adjourn sine die; but withdrew the motion for

Mr. Chetwood who offered the following:

Resolved, That in the opinion of this House the matters contained in the statement of Thomas J. Arrowsmith, Charles Stokes, and others, purporting to be a message from Council received this day by the assistant secretary, are not founded in fact as appears by the records of the House.

Upon which resolution the yeas and nays were called for and ordered:

And on the question, shall this resolution be agreed to?

It was determined in the negative as follows:

YEAS.

| | |
|---|---|
| Messrs. Blane, | Messrs. Molleson, |
| Chetwood, | Ogden, |
| Cooper, | Pierson, |
| Corsen, | Springer, |
| Duryee. | Tuttle. |
| Hunt, | Talmage, |
| Larason, | Wade,—15. |
| Ladow, | |

NAYS.

| | |
|---|---|
| Messrs. Alexander, | Messrs. Brown, |
| Bleecker, | Burtis, |
| Bray, | Budd, |

Messrs. Doremus,
Dellicker,
Dickerson,
Davis,
Edgar,
Flummerfelt.
Gifford,
Hull,
Hall.
Jobs,
Johnes,
Linn.
Logan,
Lalor.
Riggs,
Strader.
Valentine.
Wills.
Young,—25.

The Speaker, and Messrs. Caldwell, Flatt, Saunier and Seely severally asked to be excused from voting on the said resolution. and were excused accordingly.

Mr, Riggs moved that the House do now adjourn sine die:
Upon which motion the yeas and nays were called for and ordered;
And on the question, shall this motion be agreed to?
It was determined in the affirmative as follows:

YEAS.

Messrs. Alexander,
Bleecker,
Bray,
Brown,
Blane,
Burtis,
Budd,
Cooper,
Caldwell,
Doremus.
Dellicker,
Dickerson,
Duryee,
Davis,
Edgar,
Flummerfelt,
Gifford,
Hull,
Hall,
Haight, (Sp.)
Hunt,
Jobs.
Johnes,
Linn.
Logan.
Larason.
Lalor,
Ladow,
Ogden,
Riggs.
Saunier,
Strader.
Springer,
Seely,
Valentine,
Young,—36.

NAYS.

| | |
|---|---|
| Messrs. Chetwood, | Messrs. Tuttle. |
| Molleson, | Wade. |
| Pierson, | Wills,—6. |

So the House adjourned *sine die*.

Attest.

JOS. C. POTTS, CLERK.

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*** For the purpose of rendering the present volume of minutes, of ready access in the way of reference, the Clerk nearly completed an Index of its contents; but upon the suggestion that there was no authority under which the printing could be paid for, it was abandoned.

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